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# Election of judges of the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States between 1 January and 31 December 1994

## Curricula vitae of candidates selected by the Security Council from nominations received from States Members of the United Nations and non-member States maintaining permanent observer missions at United Nations Headquarters

**Note by the Secretary-General**

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# I. Introduction

The Secretary-General has the honour to submit to the General Assembly the curricula vitae of the candidates selected by the Security Council from nominations received from States Members of the United Nations and non-member States maintaining permanent observer missions at United Nations Headquarters, for election as ad litem judges of the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States between 1 January and 31 December 1994. The list of candidates selected for this election and the voting procedures to be followed in the General Assembly are set out in a memorandum by the Secretary-General issued as document A/57/801.

# II. Curricula vitae of candidates

## Achta Saker Abdoul (Chad)

Date and place of birth: 19 November 1955, Sarh.

Profession: Judge.

### Education

#### University studies and degrees obtained

| | |
|---|---|
| 1977-1978 | Law: University of Bordeaux, France. |
| 1979-1980 | Law: University of Bordeaux, France. |
| 1980-1981 | Law: University of Picardie, Amiens. |
| 1978 | Associate university degree (*DEUG*). |
| 1980 | Bachelor's degree (*Licence*). |
| 1981 | Master's degree (*Maîtrise*). |

#### Other training

| | | |
|---|---|---|
| Magistracy | 1982-1983 | National College of Magistracy, Paris. |
| Training of trainers | 1995 | National College of Magistracy, Bordeaux. |

### Languages

French.

English.

### Professional experience

| | |
|---|---|
| 1984-1987 | Examining magistrate. |
| 1987-1989 | Vice-President, Court of N'Djaména. |
| 1989-1991 | President, Labour Court. |
| 1992-1995 | Seconded to the Legal Office of the Ministry of Justice. |
| 1995-1998 | Examining magistrate. |
| | N'Djaména Appeals Court Judge (President, Labour Tribunal; President, Children's Court). |

### Other activities

| | |
|---|---|
| 1987-present | Instructor of legal procedure, National School of Administration and Magistracy (ENAM). |
| Sept. 2000-present | President, national commission for preparation of the individual and family code. |
| Sept. 2000-present | Vice-President, technical committee for resumed preparation of the individual and family code. |
| | Founding member, Chadian Association of Women Jurists. |

## Aydin Sefa Akay (Turkey)

Date of birth: 3 August 1950.

Foreign languages: English (very good).
Russian (medium).

## Education and training

| | |
|---|---|
| 1999 | European Union, Certificate, Competition Law, Gime American University Law Faculty. |
| 1998-present | Hacettepe University, PhD studies. |
| 1998 | Hacettepe University, Master's Degree, Atatürk Revolutions and Principles. Thesis: Human Rights and Turkey. |
| 1990-1993 | Humanitarian Law Seminaries, New York University, Faculty of Law. |
| | United Nations, Russian language programme. |
| 1972-1973 | Apprentice Lawyer. |
| 1972 | Bachelor's Degree, Ankara University, Faculty of Law. |

### Professional experience

| | |
|---|---|
| 2002-present | Legal Counsellor of Permanent Representation of Turkey to the Council of Europe, Strasbourg. |
| 2000-2002 | Legal Counsellor, Ministry of Foreign Affairs, Ankara. |
| 1998-2000 | Legal Counsellor, Turkish Embassy, Nicosia. |
| 1996-1998 | Legal Counsellor of Permanent Representation of Turkey to the Council of Europe, Strasbourg. |
| 1993-1996 | Legal Counsellor, Ministry of Foreign Affairs, Ankara. |
| 1989-1993 | Legal Counsellor of Permanent Mission of Turkey to the United Nations, New York. |
| 1987-1989 | Legal Counsellor, Ministry of Foreign Affairs, Ankara. |
| 1987 | Auditor, TAI (Turkish Aerospace Industries), Ankara-Eskişehir. |
| 1973-1987 | Legal Counsellor, Turkish-English Association, Ankara. |
| | Lawyer (self-employed) in Ankara, and Legal Counsellor for Çelik-Iş Union for one term. |
| 1973 | English teacher, Bağlum Junior High School, Ankara. |

### Professional qualifications

Representing Turkey at 23rd and 25th meetings of the Committee of Legal Advisers of Public International Law.

1997-2003 Working with the International Centre for Settlement of Investment Disputes (ICSID), under World Bank, Washington, D.C., as member of "Panel of Arbitrators" for legal issues related to foreign investments and partnerships.

Followed hundreds of cases before the European Human Rights Court. Specialized in human rights issues. Continue to work on human rights law as legal adviser.

1992 Reporter of the Special Committee on the Charter of the United Nations and on the Strengthening of the Role of the Organization; in that capacity prepared the Committee report for 1992.

1991-1992 Member of the Appeals Council for the United Nations Administrative Tribunal.

Representing Turkey at the forty-fourth, forty-fifth, forty-sixth, forty-seventh and forty-eighth sessions of the United Nations General Assembly both in the General Assembly and in the Sixth Committee.

Representing Turkey in Law of the Sea discussions.

Representing Turkey for discussions on International Criminal Court Preparatory Committee.

1989-1994 Representing Turkey in UNCITRAL; still dealing with UNCITRAL matters, especially with international contracts.

Representing Turkey in OECD's Multilateral Investment Agreements discussions.

Representing Turkey in the Committees to discuss the major substantive and administrative issues to establish the International Criminal Tribunal for the former Yugoslavia.

Representing Turkey for preparation meetings for the United Nations Conference on Environment and Development, Rio de Janeiro, 1992.

Participating in the activities of NATO for "Partnership for Peace".

Participating in International Atomic Energy Agency General Assembly, Vienna.

Participating in OECD Nuclear Energy Agency Meetings, Paris.

Participating in Asian-African Legal Consultative Committee (AALCC).

Representing Turkey in Deputy Ministers' Committee of the Council of Europe.

## Florence Rita Arrey (Cameroon)

Title: Justice.

Grade: Superscale Magistrate.

Date and place of birth: 18 August 1948, Buea.

Division of origin: Manyu — South-West Province.

Function: Judge of Supreme Court.

**Certificates obtained**

| | |
|---|---|
| University of Lagos, Nigeria | 1967-1970 LLB. Hons. |
| ENAM Yaounde | 1970-1972 Diploma in Magistracy. |
| University of London — Advanced Institute for Legal Studies | 1988 Certificate in Legal and Treaty Drafting and International Law. |

**Specialization**

International Law.

Family Law.

Particularly interested in gender issues, such as domestic violence and the human rights of women and children.

**Posts held**

| | |
|---|---|
| State Counsel Kumba | 1973-1975 |
| President, Court of First Instance, Tiko | 1975-1979 |
| Subst P.G., Buea | 1979-1980 |
| Avocat General, Court of Appeal, Bamenda | 1980-1983 |
| Vice President, Court of Appeal, Bamenda | 1983-1984 |
| Avocat General, Court of Appeal, Bamenda | 1984-1985 |
| Vice President, Court of Appeal, Bamenda | 1985-1990 |
| President, Court of Appeal, Bamenda (First Cameroon woman to hold this post) | 1990-1994 |
| President, Court of Appeal, Buea | 1994-2000 |
| Judge of the Supreme Court | 2000 |

**Conferences attended**

"Investigating Crime and Apprehending Suspects: Police Powers and Citizens' Rights", organized by the Society for the Reform of Criminal Law in Sydney, Australia in March 1989.

Conference on "The Constitutional Rights of Women in Africa: Problems of Implementation" — Abuja, Nigeria, organized by the International Federation of Women Lawyers (FIDA) in October 1991.

Participated in the international "Seminar on the Network of Legal Aid Clinics for Women in Francophone Africa". Organized by the Ministry of Justice, Canada, in Yaounde, May 1993.

Participated in the Training Programme on Democracy and Good Governance for African Women. Organized by the United States Agency for International Development in the United States of America in August 1993. Paper presented: "The Judicial System in Cameroon", was awarded an honorary citizen certificate of Kansas City, Missouri.

Participated in the United States International Visitors Programme on "The Rule of Law and Administration of Justice in the United States", August to September 1994.

Met with women's groups working on gender issues in the States and the rights of children and was appointed Director of the International Association of Women Judges.

Participated in the Judicial Colloquium on the "Domestic Application of the Convention on the Elimination of All Forms of Discrimination against Women and the Convention on the Rights of the Child". Organized by the United Nations Division for the Advancement of Women in Vienna, Austria, October 1999. Paper presented: "Legislative and judicial treatment of family relations in Cameroon", published in "Bringing International Human Rights Law Home".

Participated in a seminar organized by FIDA for magistrates and judges sponsored by Friedrick Ebert. Paper presented: "Factors that prevent women from enjoying their human rights in Cameroon".

Seminar/workshop for the training of trainers on pro-democracy and human rights. Organized by FIDA Cameroon and sponsored by Cameroon-Canadian Cooperation in Mutenguene Fako in February 1997. Paper presented: "Access to Justice" in Cameroon.

Publication by the Common Law Magistrates and Judges Association of book entitled *The Common Law in Cameroon*.

Paper presented on "Women and the Law in Cameroon" during the Seminar organized by the C.W.F. Bamenda in 1991.

Workshop: Training of Civil Status Registrars, organized by FIDA Cameroon in Bamenda in 1998. Paper presented: "Interpretation of the Civil Status Ordinance by the Courts".

"The application of international law in Canadian courts". Organized by the Canadian chapter of the International Association of Women Judges in Montreal, Canada in November 2001.

Stage d'imprégnation à la Cour de Cassation Français Paris — March/April 2002.

Jubilee Conference, London, September 2002. Organized by the Commonwealth Magistrates and Justice Association.

**Associations**

Member of the International Association of Women Judges (Regional Director) President of the Cameroon chapter.

Member of the International Federation of Women Lawyers (FIDA).

Member of the Commonwealth Magistrates and Judges Association.

President of Common Law Magistrates and Judges Association, Cameroon.

Member of the Society for the Reform of Criminal Law.

**Others**

Holder of the Certificate for Distinction in Law and Economics awarded by the Minister of Women's Affairs of Cameroon.

**Languages spoken**

English: Excellent.

French: Good.

## Abdoulaye Barry (Burkina Faso)

Date and place of birth: 13 January 1955, Banh (Yatenga).

**Education**

| | | | |
|---|---|---|---|
| 1976-1980 | University | University of Benin | Bachelor's degree (*Licence*) in law |
| 1980-1981 | University | University of Benin | Master's degree (*Maîtrise*) in law |
| 1981-1983 | Postgraduate studies | National College of Magistracy, Paris | Degree in Magistracy |

**Professional activities**

| | |
|---|---|
| 1999-present | Attorney-General, Ouagadougou. |
| January 1996-July 1999 | Government delegate to the Supreme Court; Member, Parliamentary Court of Justice. |
| February 1984-July 1995 | General Secretary, Ministry of Parliamentary Relations. |
| November 1992-January 1994 | Advocate-General, Ministry of Justice. |
| August 1989-July 1992 | General Secretary, Ministry of Justice. |
| December 1987-August 1989 | Government delegate to the High Court of State. |
| October 1986-December 1987 | General Secretary, Ministry of Justice. |
| April 1985-October 1986 | State Prosecutor, Ouagadougou. |
| October 1983-March 1985 | State Prosecutor, Dédougou. |

**Training and seminars**

| | |
|---|---|
| August 1991 | Seminar at the Seventh session of the International Academy of Constitutional Law, Tunis (Tunisia): Academy diploma. |

Many training workshops in specialized areas such as drugs, money-laundering and human rights.

**Teaching posts**

Visiting Professor of Criminal Procedure, Faculty of Law, Ouagadougou University (1987-1997).

Visiting Professor of Criminal Law and Criminal Procedure, National School of Administration and Magistracy, Ouagadougou; National Police Academy, Ouagadougou; National School of Public Health, Ouagadougou.

**Languages**

French: Good.

English: Fair.

Spanish: Limited.

**Publications**

June 1981 **Les commissions rogatoires générales**, Master's thesis in Law, University of Benin-Lomé, Togo.

## Solomy Balungi Bossa (Uganda)

LLB (Hons) Makerere University, Dip.L.P.

Law Development Centre, Certificate in Law Reporting (Commonwealth Youth Centre, University of Zambia).

Advocate of the High Court of Uganda.

Judge of the High Court of Uganda.

Judge of the East Court of Justice.

**Date and place of birth**: 14 April 1956, Kampala.

**Education**

| | |
|---|---|
| 1974-1975 | Makerere College School, East African Advanced Certificate of Education. |
| 1976-1979 | Makerere University, Kampala, Bachelor of Laws (Second Class with Honours Lower Division). |

**Other training**

Gender, Justice and the International Criminal Court, 2002, Budapest, Hungary.

Jurisprudence of Equality Trainer by International Association of Women Judges and International Women Judges Foundation, 2000, Entebbe, Uganda.

Bar Leaders training by International Bar Association.

Law, Ethics and HIV and AIDS (Accra, Dakar. New York Abidian, 1993-1996 by the United Nations Development Programme (UNDP)).

Civic Education and Election Monitoring (Uganda, 1994-1996).

International Visitor (International Visitors' Programme United States under "That Rule of Law, Women in the Judicial Process").

Fund-raising skills, 1994 (Nairobi, Kenya).

Popular Legal Education Methods (Jinja) 1993 by Women in Law Development Africa (WILDAF).

Law reporting — 1987, University of Zambia by the Commonwealth.

**Offices held**

| | |
|---|---|
| 1997 to date | Member, International Commission of Jurists. |
| 1995-2000 | Vice Chairperson, International Bar Association, Human Rights Institute. |
| 1999-2002 | Chairperson, Law Council. |
| 1999-2001 | Chairperson, Board of Trustees, Legal Aid Clinic of Law Development Centre. |
| 1997-2000 | Chairperson, Interim National Steering Committee on Community Service. |

| | |
|---|---|
| 1994-1997 | Chairperson, National Organization for Civic Education and Election Monitoring. |
| 1993-1999 | Founder Chairperson, Uganda Network on Law, Ethics, HIV and AIDS. |
| 1995-1997 | Founder President, East Africa Law Society. |
| 1993-1995 | President, Uganda Law Society. |
| 1992 | Vice Chairperson (FIDA). |
| 1989-1990 | Council Member (FIDA). |
| 1985 | Secretary, International Federation of Women Lawyers, Uganda Chapter (FIDA). |

Have written widely on:

Civic education and election monitoring.

Integration in East Africa.

HIV, Ethics and the Law.

Criminal justice, particularly alternatives to imprisonment.

Legal aid.

Human rights in Uganda.

Domestic relations law.

Community service as an alternative to imprisonment.

Access to justice.

**Employment**

| | |
|---|---|
| 2001 to date | Judge of the East African Court of Justice. |
| 1997 to date | Judge of the High Court of Uganda. |
| 1988-1997 | Practicing Advocate, High Court of Uganda. |
| 1980-1997 | Lecturer, Law Development Centre. |

**Awards**

Devoted and valuable services to Southern University Law Center, United States of America, Student Bar Association, Certificate of Appreciation, 1994.

Certificate of vocational excellence in recognition for outstanding dedication and commitment to vocation in legal services, Rotary Club of Kampala West, 1994.

Award for exceptional skills in organizing the International Bar Association Regional Conference on Human Rights 1995 (from the IBA).

Best of the 1990s award, Best Legal Personality, 1996, New Generation Africa.

Certificate of Honour, Uganda Law Society (ULS) for meritorious service rendered to ULS, 1998.

Certificate of Merit for selfless and meritorious service to the cause of community service in Uganda, 1997-2001.

Certificate of Recognition as Trainer, Jurisprudence of Equality Project, 2001.

Law Society Annual Award in recognition of exemplary contribution to the promotion of justice in Uganda, 2001.

Certificate of Honour for meritorious service as Chairperson, Legal Aid Clinic, May 2002.

Uganda Law Society Award for being the first women to sit on the East African Court of Justice (from the Uganda Law Society, 2002).

## Robert Fremr (Czech Republic)

Date and place of birth: 8 November 1957, Prague, Czech Republic.

**Present position**

Presiding Judge of the High Court in Prague, Penal Section, Chairman of the Appellate Panel.

**Previous positions**

| | |
|---|---|
| 1989- | Judge of the High Court in Prague (Penal Section), Presiding Judge since 1992. |
| 1986-1989 | Judge of the Court of Appeal in Prague (Penal Section). |
| 1983-1986 | Judge of the District Court in Prague 4. |
| 1981-1983 | Judicial Practitioner, the Municipal Court in Prague. |

**Education**

| | |
|---|---|
| 1976-1980 | Faculty of Law, Charles University, Prague. |
| 1981 | Doctor of Law; Doctoral Thesis: Purpose of Punishment. |
| 1989-1991 | Criminal Procedural Law Postgraduate Education at the Faculty of Law, Charles University, Prague. |

**Other training**

| | |
|---|---|
| 1992 | Academy of International Law, The Hague, the Netherlands, human rights training course for legal practitioners. |
| 1994 | European Court on Human Rights, Strasbourg, France, Study Stay for selected judges organized by the Council of Europe focused on practical issues of proceedings before the European Court on Human Rights. |
| 1995 | Regional Court in Linz, Linz, Austria, Study Stay on Criminal procedure system. |
| 1997 | Edinburgh University, Edinburgh, Scotland, Course on European Law. |
| 1999 | Eisenhower Exchange Fellowships, Washington, Philadelphia, New York, Chicago, Denver, Miami, Little Rock, Reno, Los Angeles, USA, Study Stay focused on comparison of the criminal procedure under the Common law system and the Civil law system. |
| 1999 | California Center for Judicial Education and Research, Study Stay on Death Penalty Trials, Costa Mesa, USA. |

**International activities**

| | |
|---|---|
| 1995-2001 | Representative of the Czech Republic in the Multidisciplinary Group on Corruption (GMC) of the Council of Europe. |

| | |
|---|---|
| 1996-1997 | Member of the Delegation of the Czech Republic to the intergovernmental negotiations between the USA and the Czech Republic on extradition treaty, Prague, Washington. |
| 1997-2000 | Representative of the Czech Republic in the Octopus Project (joint project of the Council of Europe and the European Commission focused on fight against various forms of organized crime). |
| 1998- | Representative of the Czech Republic in Organisation for Economic Cooperation and Development (OECD), Working Group on Bribery of Foreign Public Officials in Business Transactions, member of the Evaluation Teams examining Slovakia (2000) and Finland (2002). |
| 1999-2001 | Elected Chairman of the Working Group on Corruption in Political Parties Funding (GMCF). |
| 2000- | Representative of the Czech Republic in the Consultative Council of European Judges of the Council of Europe (CCJE), advisory body to the Committee of Ministers of the Council of Europe. |
| 2002- | Group of States against Corruption (GRECO) of the Council of Europe, Member of the Group of Experts appointed to examination teams, member of the international team monitoring Bosnia and Herzegovina (2002). |

**Other domestic related activities**

| | |
|---|---|
| 1995- | External teacher at the Faculty of Law, Charles University, Prague (lectures on Criminal Law for Czech students, English courses on comparison of Czech Criminal Law and other criminal law systems for foreign students). |
| 1998- | Lecturer at the courses for judicial practitioners and judges organized by the Judicial Academy of the Ministry of Justice of the Czech Republic (lectures on human rights issues relevant for penal judges). |

**Participation in international seminars and conferences**

| | |
|---|---|
| 1994 | *Juvenile crime*, International Seminar, Ljubljana, Slovenia. |
| 1995 | "*Children who kill*", International Seminar, London, UK. |
| 1995 | *Sentencing for very serious offences*, International Seminar organized by NACRO, Breda, the Netherlands. |
| 1996 | *Fight against organized crime*, International Seminar, Sofia, Bulgaria. |
| 1996 | *Prosecuting and sentencing of juvenile offenders*, International Seminar, Glasgow University, Glasgow, Scotland. |
| 1998 | *Independence of Courts*, Comparative study of different court systems, Stockholm, Sweden. |
| 1999 | *Protection of vulnerable targets including witnesses*, International Seminar, Bratislava, Slovakia. |

| | |
|---|---|
| 2000 | *Evaluation conference of the Octopus II Project against organized crime*, Head of the Delegation of the Czech Republic, Strasbourg, France. |
| 2000, 2001 | *Fight against corruption in states in transition*, Head of the Delegation of the Czech Republic, International Conferences, Bucharest, Romania. |
| 2000 | *Investigating, prosecuting and adjudicating corruption cases*, International conference for legal practitioners organized by the Council of Europe, Istanbul, Turkey. |
| 2001 | *Global Forum II on fighting corruption and safeguarding integrity*, International Conference, Representative of the Czech Republic, The Hague, the Netherlands. |
| 2001 | *10th International anti-corruption conference organized by Transparency International*, Rapporteur of the Workshop, Prague, Czech Republic. |
| 2001 | *Corruption in political parties funding*, International Seminar organized by the Parliamentary Assembly of the Council of Europe, Paris. |
| 2002 | *Joint training seminar for GRECO and MONEYVAL*, International Seminar, Paphos, Cyprus. |

**Publications**

Publication of articles on different topics in domestic Criminal law journals.

Since 2000 member of the editorial board of *Soudni rozhledy* (journal focused on publication and comments of significant domestic, foreign and international courts decisions).

**Language skills**

English — fluent

Russian — fluent

French — reading.

## Taghreed Hikmat (Jordan)

### Professional and legal experience

The first female judge in Jordan, Amman (1996-present)

Judge at the High Criminal Court (2003-present).
Appellate Judge (1998-2003).
Assistant Prosecutor General (1996-1998).

Attorney-at-Law before the Jordanian criminal and civil courts (1982-1996)

In cases related to:

Murder
Rape
Assault
Corruption
Violence, including domestic violence, and sexual and child abuse.

Head of an Educational institute, Amman (1978-1982).

Teacher in the Jordanian schools, Amman (1965-1978).

### Education

1969-1973 Damascus University, B.A., Law.

### Membership in national, regional and international bodies

- Member of the International Associations for Women Judges.
- Member of the Higher Council for the National Task Force for Children.
- Member of the Higher Council for Jordanian National Women Committees.
- Member of the Preparatory Committee for the Beijing Conference.
- Member of the Arab Coordinating Committee.
- Member of the Legal Committee of the National Team for Family Security.
- Member of the Higher Council of Queen Rania Centre for Child Studies.
- Member of Training Committee for Judges, Prosecutors, Policemen on Dealing with Cases of Violence.
- Consultant for the Jordanian Centre for Human Rights Studies.
- Chairperson of the Higher Committee for the Election of the Jordanian National Women Committees.
- President of the Family Protection Project in Jordan (Reducing domestic violence, sexual and child abuse). The project focuses on the training of judges, prosecutors and policemen to deal with family-related criminal cases.
- Chairperson of the Committee for Juvenile Care.
- Chairperson of the Committee for Regulating Child Labour.
- Member of the National Coalition for Children.

- Member of the Legal Committee of the National Jordanian Women Committees.
- Member of the Global Partnership for Children.
- Member of Jordanian International Assembly to the International Criminal Court.
- Member of the Law Group for Human Rights/Mizan (a Jordanian NGO).

**Research topics**

- Violence.
- Domestic violence.
- Child abuse.
- Women's rights and human rights.
- Juvenile courts and modern criminal policies.
- Women in the judiciary system.
- Legislation in Jordan and Family Protection.
- Legislation in Jordan and Children Protection.
- Family in Changing Societies.
- Legal Awareness of the Public in Jordan.

**Conferences, seminars and training**

- ICC Workshop for Women Judges, Romania.
- The Fifth International Women Conference, China.
- Family Relationships in Changing Societies, Netherlands.
- Judicial Committee for Women's Affairs, Egypt.
- Family Protection, United Kingdom.
- Juvenile Judiciary in the Arab World, Lebanon.
- Legal Exchange Project between United States and Jordan, United States.
- Women and Law, Japan.
- Violence against Women, Jordan.
- Women and Law, Bahrain.
- Arab Women Conference, Egypt.
- Regional Meeting for International Humanitarian Law, Jordan.
- Training course for the Analysis of Gender in Development Projects in the Arab World, Jordan.
- Course on Child Abuse, United Kingdom.
- Training courses in various women-related fields.

## Karin Hökborg (Sweden)

Date and place of birth: 3 October 1941, Luleå, Sweden.

**Studies**

University of Stockholm, Sweden, LL.B. 1968.

University of Georgetown and American University, Washington, D.C., studies in international law 1971-1973.

**Professional career**

Swedish Judiciary: service at various District Courts and the Svea Court of Appeal 1968-1970 and 1974-1977; Associate Judge at the Svea Court of Appeal 1981; Appointed Appeal Court Judge at the Svea Court of Appeal 1990; Appointed Vice President of Chamber at the Svea Court of Appeal 1997;

Ministry of Commerce: Legal Adviser 1973;

Ministry for Foreign Affairs: Legal Adviser 1977-1981;

Ministry of Justice: Legal Adviser 1982-1987; Director 1987-1990;

European Free Trade Organization, Geneva, Switzerland: Senior Legal Officer EFTA Secretariat, Deputy Director of Legal Affairs 1991-1992; EFTA Court Registrar 1992-1995.

Other public appointments: Expert to the Governmental Committee on copyright revision; Member of the Board of a Collecting Society; Swedish Delegate for numerous intergovernmental negotiations (WIPO, UNESCO, UNCTAD, NEA/OECD, GATT, the Hague Conference for International Private Law, the Council of Europe); Chairman of various intergovernmental committees (the Berne Union Executive Committee, a number of committees of experts, a Drafting Committee at a Diplomatic Conference within WIPO).

During the Presidency of Sweden in the European Union (2001), Chairman of the European Council Committee on Intellectual Property.

**Publications**

Publications: inter alia The European Economic Area, EEA LAW, A Commentary on the EEA Agreement, with co-authors, 1993 in English, 1994 in Swedish.

**Foreign languages**

English (excellent); French (fair).

**Present position**

Vice President of Chamber, Svea Court of Appeal, Stockholm, Sweden, dealing mostly with criminal cases, but also with family law and civil law.

## Vagn Joensen (Denmark)

**Profession**

High Court Judge, Eastern High Court, Copenhagen, since 1994.

**Education**

Cand. jur., Master of Law, from the Law Faculty, University of Århus, 1973

Studies at The City of London College (civil law), 1972

Studies at Harvard Law School (civil law), 1979.

**Foreign languages**

English: Fluent.

**Key qualifications**

Since 1994 dealt with all kinds of criminal cases under the jurisdiction of the High Court.

Skilled International Judge for Mitrovica District, UNMIK, Kosovo.

Extensive experience in international legislation and participated in a number of international committees of The Council of Europe.

Prior to the appointment to the High Court functioned as advocate, public prosecutor, judge at the City Court of Copenhagen, teacher of international criminal, constitutional and civil law at the Law Faculty, University of Århus and University of Copenhagen, and chairman of the Administrative Appeal Board.

**Working experience**

| | |
|---|---|
| 1994-present | High Court Judge |
| 2001-2002 | International Judge for Mitrovica District, UNMIK, Kosovo |
| 1982-1994 | Judge at the City Court of Copenhagen (criminal and civil law) |
| 1978-1982 | The Danish Ministry of Justice, Copenhagen |
| 1977 | Assistant prosecutor, Gladsaxe Police (criminal cases) |
| 1976 | Deputy judge at The Court of Hvidovre (criminal cases) |
| 1974-1975 | The Danish Ministry of Justice, Copenhagen |
| 1973 | Military Service. Assistant to the Chief of Military Prosecution. |

**Part-time employment and other relevant experience**

| | |
|---|---|
| 1999-present | Censor at the Law Faculty, Copenhagen University (criminal and civil law) |
| 2000-2001 | Chairman of the Administrative Appeal Board |
| 1996-1999 | Deputy Chairman of the Administrative Appeal Board |
| 1991-present | Chairman of the Rent Control Board, Copenhagen |

| | |
|---|---|
| 1982-1983 | Teacher at Copenhagen University (civil law) |
| 1980-1982 | Magistrate at the Court of Tårnby (criminal law) |
| 1978-1980 | Assistant prosecutor before The High Court, Copenhagen (criminal law) |
| 1976-1977 | Teacher at The Social High School, Copenhagen (civil law) |
| 1974-1975 | Attorney at private law firm |
| 1973 | Teacher at University of Århus (criminal and constitutional law). |

**International experience**

| | |
|---|---|
| 2001-2002 | International Judge for Mitrovica District, UNMIK, Kosovo |
| 1980-1991 | Member of a number of expert committees of The Council of Europe (civil law and human rights) |
| 1979 | Studies at Harvard Law School (civil law) |
| 1972 | Studies at The City of London College (civil law) |

## Gberdao Gustave Kam (Burkina Faso)

Date and place of birth: 19 May 1958, Dolo (Bougouriba), Burkina Faso.

**Professional experience**

2003 — National coordinator of the democracy, rule of law and good governance support programme (concurrent with duties as Research and Planning Director).

*Duties*: Develop and implement the annual programme budget; submit technical and financial reports to the programme's planning committee; open and manage the European Development Fund (EDF) management account.

Authorizing Officer (pursuant to article 313 of the fourth Lomé Convention) for the signing of employment and purchase (supplies and equipment) contracts and of protocols of agreement; also in charge of contracting at the local level.

2001 — Research and Planning Director.

*Duties*: Centralize all information on the Ministry's activities and on current and future projects;

Ensure follow-up to and monitoring of projects implemented both within and independently of development plans and programmes;

Carry out studies designed to streamline the Ministry's activities, including consideration and planning of departmental projects;

Arrange for the award of procurement contracts for the Ministry and prepare technical files for tendering and orders;

Monitor relations with international agencies;

Monitor the work of joint cooperation committees;

Develop, implement and monitor the Ministry's computer network;

Develop and monitor planning of the Ministry's activities;

Develop and ensure implementation of the annual and triennial public and Ministry investment programmes.

1999-2001 — Office of Civil and Criminal Affairs and of the Registrar, Ministry of Justice.

*Duties*: Monitor the activities of the civil, trade, criminal, labour and administrative courts;

Monitor functioning of the departmental and district courts;

Ensure the effective implementation of international conventions concerning private law, notification of judicial decisions, transcription of marginal notations on the civil registries and investigation of applications for naturalization;

Member, National Codification Commission for review of the Code of Criminal Procedure and of the Criminal Court Procedure Act.

1998-2000 Governmental delegate to the Ouagadougou Military Tribunal.

*Duties*: Represent the Public Prosecutor's Office on the Military Tribunal:

Implement or ensure implementation of all procedures necessary to the prosecution of criminal offences by the Military Tribunal.

1996-1999 Public Prosecutor, Ouagadougou Appeals Court.

*Duties*: Carry out the functions of the Public Prosecutor's Office in the Appeals Court:

Ensure implementation of the Penal Code throughout Burkina Faso;

Implement or ensure implementation of all procedures necessary to the prosecution of criminal offences;

Monitor the activities of prosecutors in the lower courts.

1995-1996 President, Koudougou Regional Court.

*Duties*: Issue lower court decisions in civil, trade and criminal cases;

Summary applications: in urgent cases, the President may order any measure unless seriously challenged;

Issue orders for prevention or restoration as necessary;

Orders on ex parte applications: Order the taking of any urgent measure unless otherwise required by the circumstances.

1992-1995 President, Bobo Dioulasso Regional Court.

*Duties*: Issue lower court decisions in civil, trade and criminal cases;

Summary applications: in urgent cases, the President may order any measure unless seriously challenged;

Issue orders for prevention or restoration as necessary;

Orders on ex parte applications: Order the taking of any urgent measure unless otherwise required by the circumstances.

1988-1992 People's Legal Assistance Chambers, Ouagadougou (lawyer).

*Duties*: Represent and assist parties, primarily State and joint corporations, in the courts;

Take procedural steps, make submissions and plead cases in the courts.

1991-1992 Member, independent commission assigned to investigate the murder of Oumarou Clément Ouedraogo and the attempted murder of Moctar Tall.

*Duties*: Carry out all investigations throughout Burkina Faso in order to locate and arrest the murderers and their accomplices.

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| 1987-1988 | President, Tenkodogo Court of First Instance. |
| *Duties*: | Issue lower court decisions in civil, trade and criminal cases; |
| | Summary applications: in urgent cases, the President may order any measure unless seriously challenged; |
| | Issue orders for prevention or restoration as necessary; |
| | Orders on ex parte applications: Order the taking of any urgent measure unless otherwise required by the circumstances. |
| 1985-1987 | Examining magistrate, Bobo Dioulasso Court of First Instance. |
| *Duties*: | In accordance with the law, carry out all investigative procedures deemed necessary to arrive at the truth, including character reports and orders for medical examinations. |
| 1999-2002 | International Criminal Court |
| | In Rome and at United Nations Headquarters, involved in: |
| | Drafting the Statute of the Court (1998); |
| | Drafting the Rules of Procedure and Evidence and the Elements of Crime (1999-June 2000); |
| | Drafting the Financial Regulations, the Financial Rules, the Agreement on the Privileges and Immunities of the Court and the Relationship Agreement between the Court and the United Nations (November 2000). |
| 2001-present | Member, Committee for the Privatization of Public Enterprises. |

**Education**

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|---|---|
| 1984-1985 | National College of Magistracy, International Division, Paris (Degree in Magistracy). |
| | Various internships, seminars and workshops in connection with my work as a judge. |
| 1979-1983 | Ouagadougou University Law School |
| | Master's degree in law with a specialization in private law. |
| 1972-1978 | Ouezzin Coulibaly High School, Boba Dioulasso |
| | Baccalaureate (High School Diploma), Series B. |

## Joseph-Médard Kaba Kashala Katuala (Democratic Republic of the Congo)

Date of birth: 13 August 1949.

### Education

1974 Bachelor's degree in law, National University of Zaire, Kinshasa

Criminal law, criminal procedure, public international law, judicial law, civil law, commercial law, tax law, public finance, international institutions, criminology, international criminal law, international humanitarian law, etc.

1970 Baccalaureate in law, State University of the Congo, Lubumbashi

General principles of law, introduction to the study of law.

### Current posts

Since 1996 Attorney-General of the Republic in the Supreme Court of Justice, Kinshasa

Performs, on behalf of the Government Procurator, the functions of the Office of the Attorney-General in the Supreme Court of Justice, with special responsibility for the prosecution of senior officials and members of the Government who benefit from "privilege of jurisdiction" in the Supreme Court.

Represents the Office of the Government Procurator in appeals proceedings and other special proceedings in the Supreme Court.

Since 1992 Permanent Commission on Legal Reform in the Congo, Kinshasa

Heads the Criminal Law division of the Commission responsible for conducting studies and making recommendations on reforms to the national law and the judicial system with a view to removing any colonial vestiges and bringing them into line with international norms applicable to the Democratic Republic of the Congo.

Since 1991 Director of the Research and Documentation Division of the Ministry of Justice, Kinshasa

Supervises this independent Division, which is responsible for carrying out studies of jurisprudence and legal doctrines on behalf of magistrates.

Coordinator of the project to update the codes and laws of the Democratic Republic of the Congo and to bring domestic laws into line with the provisions of international conventions ratified by the Democratic Republic of the Congo in the fields of human rights, international humanitarian law and other humanitarian fields.

**Professional background**

Since 1975 Judge/prosecutor in courts and tribunals

Served as prosecutor successively in lower courts and courts of appeal in several provinces of the Democratic Republic of the Congo (Lubumbashi, Bukavu, Goma and Kinshasa). In the legal system of the Congo, these functions involve both prosecution and investigations as well as the supervision of criminal investigations with the assistance of officers of the judicial police and prosecution of accused in the courts of law.

**Career highlights**

Represented the Democratic Republic of the Congo at numerous standard-setting conferences and other international and regional technical meetings, including:

- Expert on the Congolese delegation to the meetings held by the World Health Organization (WHO) on the International Framework Convention on Tobacco Control: India, January 2000 and Geneva, October 2000;
- Delegate of the Democratic Republic of the Congo to the seminar on nuclear law, organized by the International Atomic Energy Agency: Saclay, France, 2000;
- Delegate of the Democratic Republic of the Congo to the fourth, fifth, sixth, ninth and tenth sessions of the Preparatory Committee for the Establishment of an International Criminal Court and to the Assembly of States Parties;
- Congolese expert in the work of the Economic Community of the Great Lakes States (CEPGL), at Gisenyi, Rwanda, on the subject of judicial cooperation (1983-1986).

**Juridical and community interests**

Editor of the review *Justice, Science et Paix*, published at Kinshasa since 1992. The review publishes a chronicle of jurisprudence and analytic articles on law for magistrates, lawyers, professors of law and students;

Editor of the bulletin of decisions of the Supreme Court of Justice;

Coordinator of work on the elaboration of a code for the protection of children since January 2001;

Member of the Committee on Medical Ethics;

Focal point of UNICEF in the Ministry of Justice for the legal protection of women and children;

Member of the Technical Committee for Reform of the Health System (1998) and Rapporteur of the General Conference on Health in the Congo (1999);

Assistant Secretary-General of the Union of Zairian Writers (UEZA), 1973-1974.

**Publications**

Lectures, articles in various journals and reviews, lectures in universities of the Democratic Republic of the Congo, contributions to legal colloquiums and scientific seminars. Various publications, including:

*Cour Suprême de Justice, historique et textes annotés de procédure* (co-author), ed. Batena-Ntambua, Kinshasa, 2000.

*Procédure civile* (co-author), ed. Batena-Ntambua, Kinshasa, 1999.

*Le Code du travail zairois annoté*, 1st (1995), 2nd (1998) and 3rd (2001) editions, Kinshasa.

*Code civil annoté*, ed. Batena-Ntambua, Kinshasa, 1996.

*Code judiciaire zaïrois annoté*, ed. Assyst, Kinshasa, 1995.

*Code pénal zaïrois annoté*, ed. Assyst, Kinshasa, 1995.

*Libellé de la prévention* (co-author), SDE, Kinshasa, 1993.

*L'appel en droit congolais*, ed. Batena-Ntambua, Kinshasa, 1998.

**Awards**

Medal of cultural and civic merit, June 2002.

**Languages**

English: Written and spoken (good).

French: Written and spoken (excellent).

Lingala: Written and spoken (excellent).

Swahili: Written and spoken (excellent).

Tshiluba: Written and spoken (excellent).

## Agnieszka Klonowiecka-Milart (Poland)

**Kosovo judicial experience [May 2000-present]**

International judge, Pristina District Court, Kosovo, UNMIK

Appointed as the second International Judge for UNMIK, upon United Nations transfer from Bosnia; now senior international judge in Kosovo

Trial Judge — Adjudicating criminal cases [and leading examinations] re: war crimes, genocide, terrorism and organized crime [smuggling, extortion, and trafficking in humans and drugs] and other serious crimes, as Presiding Judge and on trial judge panels

Supreme Court Judge — Adjudicating appeals of above criminal cases, including claims of human rights violations and procedural and substantive legal violations, and review and ordering detentions

Investigating Judge — Preparing for and Lead Examination of witnesses in sensitive cases involving organized crime, terrorism, and war crimes, including use of anonymous witness protections and ordering use of covert measures of surveillance and undercover activities

Training — Lecturing and Preparing legal briefings and memoranda on issues of law re: local criminal procedure for the UNMIK Department of Justice Department and fellow International Judiciary

**Bosnia judicial experience [October 1998-May 2000]**

Head, Judicial Review Team, UNMIBH Review of Entire Bosnia and Herzegovina Judiciary

February-May 2000, prepared and drafted the policy and methodology papers, drafted implementing sub-statutory acts, and supervised the preparation for and start of the vetting process for the Bosnia and Herzegovina judiciary

Led and managed Team consisting of six international lawyers, including four international judges, to begin the "vetting" of the Bosnia and Herzegovina judiciary, in the Federation of Bosnia and Herzegovina, the Republika Srpska (RS) and the Brcko District

Judicial System Assessment Programme/UNMIBH, Regional Coordinator

October 1998-March 1999 in charge of JSAP Office for Brcko Region, and April 1999-January 2001 in charge of JSAP Doboj Region

Research and Draft Legislation for Bosnia's Brcko District, a third "statelet", including the law on courts, law on judicial selection commission, law on prosecutor's office, and elements of the criminal procedure

Legal analysis and commentary on judiciary for Office of the High Representative (OHR) Brcko Statute

Assessment and Analysis of RS and Federation Bosnian Judiciary and Laws

Interview over 75 RS and FbiH judges, prosecutors, and attorneys to learn, assess and analyse the effectiveness of justice and problems, including judges and prosecutors in all future Brcko District

Monitored over 20 investigation hearings and trials in RS and Federation of Bosnia and Herzegovina, reviewed over 200 case files for conformity with European Convention on Human Rights and RS law

**Judicial experience in Poland**

Judge, District Court, Lublin, Poland

January 1994-present, trial judge, civil and business cases in one of the biggest district courts in Poland comprising over 120 judges

1998 seconded to the Provincial Court Appellate Division

1996 seconded to the Provincial Court First Instance Division

Associate Judge, District Court in Opole Lubelskie, Poland

October 1991-January 1994, trial judge in civil and criminal cases

**International judicial and law reform experience**

Fellow, Brandeis University International Fellowship in Human Rights, Intervention and International Law, 2001-2003

Brandeis University, Waltham, Mass., USA

Devising Teaching Modules and Methodology on Issues of Ethical Foundations, Human Rights and Compositions of International Courts, while in the field, to be expostulated during three-week-long conferences

Expert, Ministry of Justice [MOJ], Poland

Department of International Cooperation and European Law, 1995, 1997

Authored opinions on conformity of Polish laws and draft laws with international standards, mainly ECHR and EU

Drafted, inter alia, MOJ response to the United Nations Draft Minimum Rules of the Administration of Justice [Mallorca Rules] and to European Commission's *Avis* on Poland's application to EU in regard to independence of judiciary

MOJ's liaison to the Codification Commission on issues of harmonization of Polish law with European standards

Lectured to judges and judicial trainees on application of international standards in the domestic legal system

Represented Poland in various international conferences

**Law school teaching experience**

Lecturer, University of Maria Curie-Sklodowska in Lublin, Poland

1982-1991, Lecturer in criminal law and procedure at the Law Faculty

Research in criminal procedure and human rights

Published: "Presumption of innocence in Soviet Law", article, "Human rights and Pre-Trial detention", translated legal materials book from English to Polish

**Legal education, and European law expertise**

Maria Curie-Sklodowska University Law Faculty, Lublin, Poland, *LL.M.1982*

Diploma with honours

Postgraduate Judicial Training, 1982-1984, Judge's Diploma 1984

European Seminars on European Law, Judiciary and ECHR

Attended short-term courses [under 1 month] and seminars on international law:

"Protection of Individual Rights under the European Convention for Human Rights [ECHR]", at the Council of Europe [CoE], Strasbourg, 1995

"International Cooperation under the Lugano Convention", at the British Institute of International and Comparative Law, London, 1997

"The Role of the Judge in the European Union", at the Europa Institute of the University of Edinburgh, September 1997

"The Law of the European Union", The Centre for European Legal Studies of the University in Cambridge, June 1997, with a series of follow-up courses in Poland

**Other legal activities**

*Conferences*

Chair, Polish delegation, "European Standards of Protection by Law", Helgoland, 1998

Speaker, "Women in Law", British Council Conference on Equal Status under the Law, Paris, 1998

Programme Creator, Council of Europe-sponsored conference in Lublin, 1998, "Financing Justice"

Programme Creator, Council of Europe-sponsored conference in Lublin, 1996, "The Role of the Judge in a Democratic Society"

*Professional associations*

"Lustitia" — Association of Judges in Service, since 1996

Law Society of Lublin, charter member, since 1994

Chair, Municipal Election Committee, Lublin, 1994-1998

## Flavia Lattanzi (Italy)

Date and place of birth: 4 October 1940, Addis Ababa

Languages

French and Russian: spoken and written fluency
English: fair in spoken, fluent in written
Czech and German: fair in spoken and written
Spanish: basic

### Education

Degree *Magna cum laude* in International Law, Faculty of Political Sciences (International Affairs), University "La Sapienza", Rome

### Scientific and academic activities

Assistant Professor of International Law, University of Rome (1966-1970 and 1973-1985) and University of Chieti (1970-1973)

Associate Professor of International Law, University of Pisa (1985-1990) and Libera Università degli Studi Sociali (LUISS-Guido-Carli), Rome

Full Professor of International Law, University of Sassari (1990-1995); University of Teramo (1995-2000); LUISS-Guido-Carli, Rome (since 1990); University Roma Tre (since 2002)

Member of the International Fact-Finding Commission on International Humanitarian Law, Geneva (currently)

Scientific Supervisor and Lecturer, Arusha School of International Criminal Law and Human Rights (1998)

Scientific Supervisor and Lecturer, Gaborone School on International Criminal Jurisdictions, University of Botswana (1999)

Member, as legal adviser, of the Italian Delegation to the Rome Diplomatic Conference for the Establishment of an International Criminal Court (1998) and to the ICC Preparatory Commission (1999-2002)

President of the Commission set up by the Italian Ministry of Justice on the Implementation of International Rules in Criminal Judiciary Assistance Matters (2000-2002)

Director of the International Master Course on Cooperation against International and Transnational Crime, University of Teramo, in collaboration with the Universities of Cologne (Germany), Barcelona (Spain), Seville (Spain), Bucharest (Romania), Prague (Czech Republic), Zagreb (Croatia), Sarajevo (Bosnia and Herzegovina)

Member of the Board of Directors of the International Institute of Humanitarian Law, San Remo-Geneva

Member of the Associazione italiana di diritto internazionale

Member of the Société française pour le droit international

Rapporteur at many national and international conferences, congresses and seminars, especially on International Humanitarian Law, Human Rights and International Criminal Law

Coordinator of many Research Projects on International Law, especially on International Humanitarian Law, Human Rights and International Criminal Law

**Main publications**

*Valore assoluto o relativo dei principi di ordine pubblico* (*Absolute and Relative Value of the Principles of Public Policy*), in *Rivista di diritto internazionale*, 1974, p. 281 ss.

*Riconoscimento di sentenze straniere di divorzio e limite dell'ordine pubblico* (*The Recognition of Foreign Judgements on Divorce and the Limit of Public Policy*), in *Giurisprudenza italiana*, 1975, I, 2a, p. 3 ss.

*Parlamento e accordi internazionali* (*The Parliament and the International Treaties*), in *Il Parlamento: analisi e prospettive di riforma*. Quaderno n. 2 di *Democrazia e diritto*, 1978, p. 221 ss.

*Organizzazione dell'Aviazione civile internazionale* (*The Organization of International Civil Aviation*), in *Enciclopedia del diritto*, XXXI, Milano, 1981, p. 228 ss.

*L'émergence de l'homme et des peuples dans le droit international contemporain*, in *Droits de l'homme et des peuples*, San Marino, 1983, p. 141 ss.

*Garanzie dei diritti dell'uomo nel diritto internazionale generale* (*The Human Rights Guarantees in International Law*), Giuffré, Milano, 1983.

*Autodeterminazione dei popoli* (*The Principle of Self-determination*), in *Digesto*, IV edizione, UTET, Torino, 1987.

*Convenzione di Washington sulle controversie relative a investimenti e invalidità delle sentenze arbitrali* (*The Washington Convention on Disputes Relating to Investments and the Validity of Arbitral Judgments*), in *Rivista di diritto internazionale*, 1987, p. 521 ss.

*Struttura dei rapporti internazionali e limiti dei procedimenti di garanzia istituiti con la Convenzione europea dei diritti dell'uomo* (*The Structure of International Relations and the Limits of Procedures created by the European Convention on Human Rights*), in *Le garanzie giurisdizionali dei diritti dell'uomo*, a cura di Lorenza Carlassare, Cedam, Padova, 1988, p. 57 ss.

*Sanzioni internazionali* (*International Sanctions*), in *Enciclopedia del diritto*, vol. XLI, p. 536 ss., Milano, 1988.

*L'impugnativa per nullità nell'arbitrato commerciale internazionale* (*The Appeal for Nullity in the International Commercial Arbitration*), Giuffré, Milano, 1989.

*Arbitrato commerciale internazionale e impugnativa per nullità* (*The International Commercial Arbitration and the Appeal for Nullity*), in *Rivista dell'Arbitrato*, 1991, p. 127 ss.

*La scelta della legge applicabile nell'arbitrato commerciale internazionale* (*The Choice of Law in the International Commercial Arbitration*), *ibidem*, p. 171 ss.

*Eccesso di potere e ultrapetizione nel giudizio arbitrale* (*Exceeding Arbitrators' Powers*), *ibidem*, p. 596 ss.

*Il Tribunale Iran-Stati Uniti: nazionalizzazione di beni stranieri e standard del'indennizzo* (*The Iran-United States Tribunal: Nationalization of Foreign Property and standard of the Compensation*), *ibidem*, p. 886 ss.

*Inesistenza e nullità delle sentenze arbitrali in una pronuncia della Corte internazionale di giustizia* (*Inexistence and Nullity of Arbitral Awards in a Judgment of the International Court of Justice*), in *Rivista di diritto internazionale*, 1992, p. 41 ss.

*Alcune riflessioni sull'istituzione di un Tribunale penale ad hoc per la ex-Iugoslavia* (*Some Reflections on the Institution of an Ad Hoc Criminal Tribunal for the former Yugoslavia*), in *Diritti dell'uomo. Cronache e Battaglie*, 1993, fasc. 1, p. 32 ss.

*La gestione della cooperazione transfrontaliera da parte delle autonomie locali nel quadro dell'ordinamento italiano* (*The Transboundary Cooperation by the local Authorities in the framework of the Italian Law System*), in *Atti del Convegno* su "La cooperazione transfrontaliera nel Mediterraneo", Sassari-Alghero 1991, Sassari, 1993, p. 231.

Intervento alla Tavola Rotonda Roma 23 aprile 1993 su *Ex-Iugoslavia: i crimini contro l'umanità e il Tribunale internazionale delle Nazioni Unite secondo la ris. 808 del Consiglio di sicurezza* (*The Crimes against Humanity and the International Ad Hoc Tribunal according to the Res. 808 of the Security Council*), in *Atti*, S. Bellino (Rovigo), 1993, p. 53 ss.

*I claims di persone fisiche con doppia nazionalità dinanzi al Tribunale Iran-Stati Uniti* (*The Double Nationality and the Claims of Individuals before the Iran-United States Tribunal*), in *Rivista dell'arbitrato*, 1993, p. 513 ss.

Intervento al Convegno *Soldati di pace per l'ONU: perché un contingente italiano* (*UN Peace Soldiers: why an Italian Contingent*), Roma, 15 aprile 1993, in *Atti Archivio Disarmo*, Roma, 1993.

*Riflessioni sulla competenza di una corte penale internazionale* (*Some Remarks on the Competence of an International Criminal Court*), in *Rivista di diritto internazionale*, 1993.

*Note in tema di arbitrabilità della controversia nell'arbitrato commerciale internazionale* (*Remarks on the Possibility to Submit a Commercial Dispute to International Arbitration*), in *Rivista dell'arbitrato*, 1993, p. 655.

*La comunità internazionale tra conflitti armati e necessità di pace* (*The International Community between Armed Conflicts and Necessity of Peace*). *Prolusione inaugurale* del 432° anno accademico (1993-1994) (*Inaugural Lecture*) dell'Università di Sassari.

*La secessione nel diritto internazionale: autodeterminazione dei popoli e delimitazione di un territorio nazionale nell'esperienza recente* (*The Secession in the International Law: the Principle of Self-determination and the Delimitation of a National Territory in the Recent Practice*), Convegno *Stato, etnicità e nazionalismo nella transizione fra due ordini mondiali*, Urbino, 6-7 maggio 1994.

*Assistenza umanitaria e intervento di umanità* (*Humanitarian Assistance and Humanitarian Intervention*), *Ed.* Provv., Roma, 1994.

*Il Tribunale Iran-Stati Uniti e il disconoscimento dei diritti della moglie su alcuni beni coniugali* (*The Iran-United States Tribunal and the Disavowal of Wife's Rights on Some Spouses' Assets*), in *Rivista dell'arbitrato*, 1994, p. 357 ss.

*Assistenza umanitaria e consenso del sovrano territoriale* (*Humanitarian Assistance and the Consent of Territorial Sovereign*), in *Studi in ricordo di* Antonio Filippo Panzera, vol. I, Bari, 1995, p. 415 ss.

*La répression des crimes du droit international: des jurisdictions internes aux juridictions internationales*, in *Le droit face aux crises humanitaires*, Commission européenne, Luxembourg, 1995, p. 121 ss.

*La competenza delle giurisdizioni di Stati "terzi" a ricercare e processare i responsabili dei crimini nell'ex-Iugoslavia e nel Ruanda* (*The Competence of "Third" States Jurisdictions to Search and to Prosecute Individuals Responsible for Crimes in the Former Yugoslavia and Rwanda*), in *Rivista di diritto internazionale*, 1995, p. 707 ss.

*Dai Tribunali penali internazionali ad hoc a una Corte permanente* (*From International Criminal Ad Hoc Tribunals to a Permanent Court*), Roma, 15-16 dicembre 1995, in *Atti* a cura di *Flavia Lattanzi ed Elena Sciso*, Editoriale Scientifica, Napoli, 1996, p. 173 ss.

*La primazia del Tribunale penale internazionale per l'ex-Iugoslavia* (*The Primacy of the International Criminal Tribunal for the Former Yugoslavia*), in *Rivista di diritto internazionale*, 1996, p. 597 ss.

*Assistenza umanitaria e intervento di umanità* (*Humanitarian Assistance and Humanitarian Intervention*), Giappichelli, Torino, 1997.

*The International Criminal Court. Comments on the Draft Statute* (Ed. by Flavia Lattanzi), Napoli, 1998.

*The Complementary Character of the Jurisdiction of the court with Respect to National Jurisdiction*, in *Comments on the Draft Statute* (Ed. by Flavia Lattanzi), Napoli, 1998, p. 3 ff.

*Rapporti fra giurisdizioni penali internazionali e giurisdizioni penali interne*, in *Crimini di guerra e competenza delle giurisdizioni nazionali* (*The Relationships between International Criminal Jurisdictions and National Criminal Jurisdictions*), (a cura di PierLuigi Lamberti Zanardi e Gabriella Venturini), Giuffré, Milano, 1998.

*L'esecuzione delle sentenze dei tribunali penali internazionali* (*The Enforcement of the International Criminal Tribunal's Judgments*), in *Cooperazione fra Stati e giustizia penale internazionale*, Editoriale scientifica, Napoli, 1999.

*La Conferenza di Roma sulla Corte penale internazionale. Problemi di giurisdizione* (*The Rome Conference on the International Criminal Court. Problems of Jurisdiction*), *ibidem*.

*Compétence de la Cour pénale internationale et consentement des Etats*, in *Revue générale de droit international public*, 1999.

*The Rome Statute of the International Criminal Court. Collection of Studies, vol. I* (ed by Flavia Lattanzi and William Schabas), L'Aquila, 1999.

*The Rome Statute and State Sovereignty: ICC Competence, Jurisdictional Links, Trigger Mechanism, ibidem*, p. 51 ff.

*Consiglio di sicurezza* (*Security Council*), in *Enciclopedia giuridica*, Roma, 2000.

*The Rome Statute and Domestic Legal Orders, vol. I* (Ed. by Claus Kress and Flavia Lattanzi), Baden/Baden-L'Aquila, 2000.

*Il principio di ingerenza umanitaria nei conflitti moderni* (*The Principle of Humanitarian Intervention in Modern Conflicts*), Ricerca CeMISS, dicembre 2000, pp. 1-128.

*The International Criminal Court and National Jurisdictions*, in *The Rome Statute of the ICC. A Challenge to Impunity*, Ashgate, Aldershot, 2001, p. 179 ff.

*The Notion of Crimes against Humanity in the ICTY and ICTR Practice*, in *International and National Prosecution of Crimes Under International Law: Current Developments*, Berlin Verlag Arno Spitz, 2001.

*Assistenza umanitaria e intervento di umanità* (*Humanitarian Assistance and Humanitarian Intervention*), ed. aggiornata della 1ª edizione (Updated Publication), Giappichelli, Torino, 2001 (to be published)

*Gli "Elements of Crimes" — Corte penale Internazionale* — I (*Elements of Crimes — International Criminal Court* — I), in *Diritto penale e processo*, Anno VII, Gennaio 2001.

*Gli Elements of Crimes — Corte penale Internazionale* — II (*Elements of Crimes — International Criminal Court* — II), in *Diritto penale e processo*, Anno VII, Marzo 2001).

*The Rome Statute of the International Criminal Court. Collection of Studies, vol. II* (ed. by Flavia Lattanzi and William Schabas), L'Aquila, 2003.

*The Rome Statute and Domestic Legal Orders, vol. II* (ed. by Claus Kress and Flavia Lattanzi), Baden/Baden-L'Aquila, 2003.

## Kenneth Machin (United Kingdom of Great Britain and Northern Ireland)

Date of birth: 13 July 1936.

**Professional work**

| | |
|---|---|
| 1960 | Called to the Bar (Middle Temple). |
| 1977 | Appointed Queen's Counsel. |
| 1977 | Appointed Recorder (Judge in the Crown Court). |
| 1984 | Appointed Circuit Judge. |
| 1986 | Appointed permanent Judge at the Central Criminal Court (Old Bailey). (There are 14 permanent Judges called to serve at the Central Criminal Court out of some 500 permanent Judges in England and Wales.) |
| 1990 | Chief Social Security and Child Support Commissioner. |
| 1990-2001 | Continued to sit part-time as a Judge at the Central Criminal Court (for significant periods each year). |
| 2001 | Senior Circuit Judge at the Central Criminal Court. |
| 2002-present | Deputy Circuit Judge at the Central Criminal Court. |

Experience as Senior Judge, Prosecutor and Defence lawyer in complex criminal cases including:

Murder

Rape

Serious sexual assaults on children

International drug smuggling

Serious fraud.

**Cases**

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| | In Practice Prosecuting and Defending |
| 1977 | Extradition — Involved non-United Kingdom nationals, ultimately upheld by the House of Lords. |
| 1977-1978 | Serious Fraud — London and Counties Bank. Tried at the Central Criminal Court. Resulted in major changes to accountancy procedures. |
| 1983 | Serious Fraud — Bank of America. International case which involved evidence being given by American witnesses. |
| | At the Central Criminal Court |
| 1989 | Broadwater farm riots — trials involved serious rioting in London. One of two Judges who tried some 60 cases. Conducted under close media scrutiny. |

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| 1987 | International drug cartels importing large sums of cocaine from South America. International evidence called, including United States federal authorities. |
| 1989-1990 | International cartels importing large quantities of drugs through Africa. Involved tracing and confiscation of several million pounds in assets. |
| 1988 | Bellman — House of Lords. Appeal involving complex question regarding mutually destructive counts in an indictment. Judgement upheld. |
| 1990 | Francis — House of Lords. Disclosure of documents in the possession of a solicitor under the Police and Criminal Evidence Act (1984). Judgement upheld. |
| July 2001 | Ruark — Murder. A case where the death occurred 20 years ago. The case was tried using modern technology methods including the advantage of DNA evidence. |

**Other professional experience**

| | |
|---|---|
| | One of many functions at the Central Criminal Court is spent taking pre-trial hearings. This ensures that issues are identified and disputed matters considered well before the start of the trials. |
| 1992-1999 | Judicial Studies Board. Committee Chairman. (It is responsible for judicial training and education of Judges in the United Kingdom.) |
| | Ran seminars on the effect on Tribunals of the Human Rights Act, regularly speaking on this topic. |
| | Established a Journal dealing with judicial training and education. |
| | Lectured on Judicial training regularly. |
| | Training needs analysis — Chaired committee which considered and recommended training and education for all Judges sitting in many Tribunals in the United Kingdom. Report approved by the Lord Chancellor. |
| 1990-2001 | Chief, Social Security and Child Support Commissioner for England, Wales and Scotland. Complex work involving the right to benefits, often of disadvantaged and vulnerable people. Many of such claimants were unrepresented. In consequence the jurisdiction of the Commissioners were inquisitorial. The Commissioner therefore dealt with the appeal by carrying out an impartial investigation into the law with legal help from only one side. |

**Attendance at international courts**

| | |
|---|---|
| 1995 | Observed hearings at the European Court of Justice in Luxembourg, which had delivered a number of judgements affecting English law. |
| 1995 | Observed United States Court, Washington, trying serious criminal and social security law. |

| | |
|---|---|
| 2001 | Observed hearings at the European Court of Human Rights in Strasbourg, to gain further experience of international proceedings and how they affect United Kingdom law after the Human Rights Act of 1997. |
| 2003 | Observed hearings at the International Criminal Tribunal for the Former Yugoslavia. |

## Joseph Edward Chiondo Masanche (United Republic of Tanzania)

Date of birth: 7 March 1944.

### Present post

Judge of the High Court — hearing cases and appeals, from subordinate Courts, of both Criminal and Civil nature. Appointed to that post in June 1989, and sworn in by His Excellency The President of Tanzania (former) Ali Hassan Mwinyi. Before that, was Chief Magistrate of the Capital City of Dar Es Salaam for eight years.

### Education

LL.B. (Bachelor of Laws) of the University of East Africa. Graduated in 1970. Have been on the bench uninterrupted for 30 years, 19 years as a Magistrate and 13 years as a Judge.

### Courses, conferences and papers

1984: Attended Peace Research Course, University of Oslo, Norway (two months) ("A" graded performance).

Attended a Conference (UNICRI) on Understanding Crime: Experiences of Crime and Crime Control, in Rome between 18/11/1992 and 20/11/1992 — presented a paper on "Experiences of Crime and Crime Control, Case of Tanzania".

Attended CRIMSA's (Criminological Society of South Africa) International Conference in Pretoria, South Africa, between 2/9/1993 and 3/9/1993. Presented a paper on "Violence and Corruption — Case of Tanzania".

1996 was invited to attend International Crime Conference in Pretoria again, where the theme of the Conference was Crime and Justice in the Nineties. Was unable to attend but presented a paper entitled "Drug Crimes and Drug Cases: The experience of Tanzania", which was read on his behalf. Conference was 3-5 July 1996.

Attended a Seminar on Constitutionalism at Trinity College, Dublin, Republic of Ireland, for Tanzanian Judges: attended by 12 Judges in March 1997.

Have attended several local Seminars and Conferences of Judges and Magistrates, organized by the Judges and Magistrates Association of Tanzania. The latest such Conferences and Seminars have been a Conference on "Constitutionalism and the Legal System in a Democracy", 28-29 March 1995, Arusha, Tanzania, and Seminar on "Constitutionalism", Arusha, Tanzania, 18-19 June 1996.

In August 1998 attended the 12th International Congress on Criminology in Seoul, South Korea. Presented a paper, Juvenile Delinquency and Juvenile Justice: The Experience of Tanzania.

Invited to Montreal (Quebec), Canada, to attend the 10th International Symposium on Victimology, in August 2000. Presented a paper at the Symposium: "Victims of Crime: Women: in Murder Cases: Examples from Tanzania Courts". Abstract of the paper is already accepted and registered as No. 5044.

**Magisterial work**

Has been on the Bench uninterrupted for over 30 years, 19 years as a Magistrate and 13 years as a Judge.

1970-1972: Resident Magistrate — Moshi.

1973-1974: Resident Magistrate — Tanga.

1974: Resident Magistrate — Korogwe (started a new Resident Magistrates Court).

1975: Resident Magistrate in charge of Kigoma.

1977-1978: Senior Resident Magistrate in charge of Bukoba.

1978-1979: Senior Resident Magistrate in charge of Kivukoni Court, Dar Es Salaam.

1979-1980: Senior Resident Magistrate in charge of Moshi.

1980-1981: District Registrar High Court of Tanzania, Mbeya.

1981-1989: Chief Resident Magistrate in charge of Kisutu Court, Dar Es Salaam.

**Judge**

1989: Judge of the High Court of Tanzania.

1997-September 2001: Judge-in-Charge, Tabora High Court Zone.

October 2001 to date: Judge-in-Charge, Mwanza.

## Patrick Matibini (Zambia)

Date of birth: 20 July 1959.

**Present position**

Lecturer Grade II.

**Academic and other relevant qualifications**

Bachelor of Laws Degree (LLB).

Master of Laws Degree (LLM).

Advocate for the High Court of Zambia.

**Short-term courses**

I have been involved in the development of Arbitration and Alternative Dispute Resolution (ADR) systems in Zambia. As a result of my involvement in the development of ADR in Zambia, I have attended the following courses:

Commercial Law, Alternative Dispute Resolution and Case Flow Management — A course organized by the American Bar Association (ABA) between 30 April and 27 May 1998, in Washington, D.C.

International and Domestic Arbitration — A course conducted by the Forum for International Commercial Arbitration (FICA) and supported by the International Trade Centre and the United States Agency for International Development (USAID), 14 April 2000.

International Commercial Arbitration — A seminar organized by the International Chamber of Commerce (ICC) World Business Law from 15 to 19 March 1999, in Paris.

Zambian Court Annexed Mediation Training Programme — held in Lusaka, Zambia, from 17 to 21 April 2000.

The Training of Mediation Trainers — Workshop held from 11 to 15 March 2002 in Lusaka.

The Mentoring of Mediation Trainers — Workshop held from 20 to 31 May 2002, Livingstone, Zambia.

**Relevant work experience**

| | |
|---|---|
| 1983-1985 | Legal Officer — Monze District Council. |
| 1985-1992 | Rose to Chief Council Advocate — Lusaka City Council. |
| 1993 to date | Lecturer — University of Zambia. |

**Contribution to teaching, research, publications, the life of the University and public service**

| | |
|---|---|
| Teaching | Currently on study leave |
| Research | Currently pursuing a PhD programme at the University of Zambia |
| Life of University | Staff Development Fellow |

Public Service as follows:

**The Reform of the Arbitration Act**

From September 1998 to December 2000, I was involved in the introduction of Court Annexed Mediation in the High Court at Lusaka and Ndola. During this period, I was also involved in the campaign for the repeal and replacement of the absolute Arbitration Act with the Arbitration Act Number 29 of 1999, which was assented to by the President on 23 December 2000.

**Zambia Centre for Dispute Resolution Limited**

Following the passage of the Arbitration Act Number 29 of 1999, I have been involved in the establishment of the Zambia Centre for Dispute Resolution (ZCDR). ZCDR is a non-profit organization spearheading the development of ADR in Zambia. Currently, I am the Chairman of the Board of Directors.

**Zambia Association of Arbitrators (ZAA)**

I have been involved in the promotion and formation of the Zambia Association of Arbitrators (ZAA), which was incorporated on 17 June 2000, as a membership organization for Arbitrators and Mediators in Zambia.

**Establishment of the Commercial List**

I was a member of the ad hoc committee which was commissioned to establish the Commercial List. I was therefore involved in the establishment of the Commercial List on 24 April 2000, and the preparation of the Commercial List Rules Statutory Instrument Number 29, of 1999.

**Promotion and development of ADR in Zambia: a review of Zambian legislation**

On 5 November 2001, I led a team of legal experts (Research Team of the Law Association of Zambia) which was commissioned by the Law Association of Zambia to:

Examine all existing legislation in order to identify provisions governing dispute resolution;

Determine their consistency with the Arbitration Act, Number 19 of 2000; and

Recommend possible amendments which will harmonize existing legislation with the Act and to contribute to the popularization of ADR methods.

The study was sponsored by the Swedish International Development Agency (SIDA).

**Training of Arbitrators**

As Board Chairman of ZCDR, I have been involved in the negotiations and eventual agreement with the Chartered Institute of Arbitrators, London, to consider the affiliation of Sixty (60) Zambian Professionals as members and associates of the Chartered Institute of Arbitrators, London. The Assessment was conducted between 16 to 21 September 2002.

**Media law reform**

Between 9 April and 11 July 2002, I was involved through the Zambia Independent Media Association (ZIMA) in the drafting of the following bills for consideration by the National Assembly:

Freedom of Information Bill;

Independent Broadcasting Authority Bill (IBA); and

Broadcasting Bill.

The assignment has been executed and the bills are pending debate and examination in the National Assembly.

**Reform of the Electoral Process**

Between 16 May and 27 August 2002, I was involved through the Foundation for Democratic Process (FODEP) in the review of the Constitutional and Legal framework relating to elections in Zambia and subsequently, to make recommendations for the review of the Electoral law regime. Phase three of the Consultancy (January to December 2003) is expected to culminate in the reform of the Electoral Act and consolidation of both the Electoral law regime and the subsidiary legislation relating to elections in Zambia.

***Zambia Law Report***

I am the General Editor of the *Zambia Law Report*. I have therefore been involved in the compilation and editing of the *Zambia Law Report* since 1998. Currently, I am consolidating the *Zambia Law Report* Index ranging from 1963 to 2000.

**Town and Country Planning Tribunal**

I am the President of the Town and Country Planning Tribunal. I have therefore been involved in the management or administration of the Tribunal.

**Legal columnist**

Since January 1996, I have been contributing articles on legal subjects to the *Sunday Mail* on a weekly basis. The column commands a wide and respectable readership.

**Publications**

Since the beginning of January 2002, I have presented the following research papers to various seminars, workshops or conferences:

Dispute Resolution — A paper presented to the Judiciary Middle Management workshop held from 22 to 26 January 2002, at Tuskers Hotel, Kabwe.

Media Freedom and the Law in Zambia — A paper presented to the Media Institute of Southern Africa (MISA) held on Thursday, 7 March 2002, at the Zambia Institute of Mass Communications (ZAMCOM).

"The Theory of Arbitration" — A paper presented to the workshop for the Judiciary — Registrars and Magistrates — held from 26 to 29 June 2002, at Manchinchi Bay Lodge, Siavonga, Zambia.

"Alternative Dispute Resolution ADR" — A paper presented to the workshop for the Judiciary — Registrars and Magistrates — held from 26 to 29 June 2002.

"Constitution making in Zambia — Position of the Oasis Forum" — A paper presented to the Oasis Forum Constitutional Debate Conference held on 4 and 5 July 2002, at Mulungushi International Conference Centre, Lusaka, Zambia.

"The Constitutional Framework and Legal Issues Relating to Elections in Zambia" — A paper presented to the conference on Electoral Reform in Zambia held on 25 and 26 July 2002, at Mulungushi International Conference Centre, Lusaka, Zambia.

"Mediation in Industrial Relations Court — A Lawyers Perspective" — A paper presented to the workshop to acquaint Members and Staff of the Industrial Relations Court with Rules and Regulations on Industrial Relations Court (Arbitration and Mediation) Procedure Rules 2002, held at Masiye Motel from 19 to 24 August 2002.

"Media Law and Protection of Freedom of Expression through Legislative Bodies" — A paper presented to a workshop organized by the Media Institute of Southern Africa (MISA) in conjunction with the SADC Parliamentary Forum, 17 October 2002, at Pamodzi Hotel, Lusaka, Zambia.

"Advocacy for Legislative change — A case study of Zambia" — A paper presented to the Regional Advocacy workshop on defamation, insult law and other content restrictions in SADC, 27 October 2002, Livingstonia Beach Hotel, Lilongwe, Malawi.

**Membership of organizations**

Board member of the International Jurists Organization (IJO)

Member of the Association of Teachers and Researchers in Intellectual Property (ATRIP)

Member of the African Development Education Network (ADEN)

Member of the Chartered Institute of Arbitrators (CIA)

Member of the Law Association of Zambia (LAZ).

## Edouard Ngarta Mbaïouroum (Chad)

Title: Judge, grade 1 step 2.

Date and place of birth: circa 1939 in Kaba, Bodo district.

**Professional training**

National School of Administration, N'Djamena.

International Institute of Public Administration, Paris.

**Higher education**

Faculty of Law, Chad.

**Diplomas**

Diploma from the National School of Administration, N'Djamena.

Diploma from the International Institute of Administration.

General Higher Education Diploma (DEUG).

Bachelor's degree in law.

**Posts held**

| | |
|---|---|
| 1968-1969 | Examining Magistrate, Abeche. |
| 1969-1970 | Presiding Judge in charge of the Office of the Public Prosecutor, Abeche. |
| 1970-1971 | Presiding Judge in charge of the Office of the Public Prosecutor and examination proceedings, Sarh. |
| 1971-1973 | Presiding Judge in charge of the Office of the Public Prosecutor, Moundou. |
| 1973-1974 | Vice-President of the Court, N'Djamena. |
| 1974-1978 | President of the Court, N'Djamena, responsible for the Faya-Largeau section. |
| 1976-1978 | Examining Magistrate, Court of National Security. |
| 1978 | Deputy Procurator. |
| 1979-1982 | President of the Court, Doba. |
| 1983-1986 | Procurator-General, N'Djamena Court of Appeal. |
| 1991-1995 | Judge, Court of Appeal. |
| 12 June 1995-19 September 1997 | Procurator-General, N'Djamena Court of Appeal. |
| 1 October 1997-1999 | Judge, Court of Appeal. |
| 1999 | Procurator-General, Supreme Court. |
| | Procurator-General, Parliamentary Court of Justice. |

## Antoine Kesia-Mbe Mindua (Democratic Republic of the Congo)

Date and place of birth: 31 December 1956, Mushie.

**University studies**

| | |
|---|---|
| 1992-1995 | Doctorate in international public law, Geneva, Switzerland; thesis entitled "*Organizations internationales, interventions armées et droits de l'homme*". |
| 1990-1992 | *Diplôme d'études supérieures* (second postgraduate diploma) in international public law, Geneva, Switzerland. |
| 1989-1990 | *Diplôme d'études approfondies* (first postgraduate diploma) in community law, Nancy, France. |
| 1989-1990 | Diploma in international law and comparative human rights law, Strasbourg, France. |
| 1988-1990 | *Diplôme d'études supérieures* (second postgraduate diploma) in European political and legal science, Nancy, France. |
| 1976-1982 | Undergraduate and master's degrees in private and judicial law, Kinshasa, Congo. |

**Positions held**

| | |
|---|---|
| 2001 to date | Ambassador Extraordinary and Plenipotentiary of the Democratic Republic of the Congo to the Swiss Confederation in Berne, Switzerland. |
| | Ambassador Extraordinary and Plenipotentiary of the Democratic Republic of the Congo to the United Nations Office at Geneva and other international organizations in Geneva, Switzerland. |
| 1999 to date | Guest lecturer at the University of Geneva, Switzerland (Action Humanitaire, an inter-faculty programme), in international public law and international humanitarian law. |
| 1997-2001 | International staff member of the United Nations, Jurist and Chief of the Judicial Proceedings Unit at the International Criminal Tribunal for Rwanda, Arusha, United Republic of Tanzania. |
| 1995-1996 | Research fellow at the Faculty of Law, University of Geneva, Geneva, Switzerland. |
| 1985-1988 | Legal Adviser, State Ministry for Civil Rights and Liberties, Kinshasa. |
| 1983-1985 | Legal officer, Civilian Guard (Police) headquarters and Presidential Legal Adviser, Kinshasa. |
| 1982-1988 | Professor of civil and commercial law at the Institut Supérieur de Commerce (higher and university-level education), Kinshasa-Gombe. |
| 1981-1983 | Trainee Military Magistrate, Deputy Military Auditor of the Kinshasa-Gombe Garrison Court Martial and police analyst and instructor in fundamental human rights and freedoms. |

**Professional experience**

**Academic and scientific qualifications**

I taught for several years at the Institut Supérieur de Commerce in Kinshasa-Gombe and worked as a research fellow at the University of Geneva, where I continue to provide services as a lecturer in criminal and humanitarian law.

My fields of research are international public law, international criminal law, international humanitarian law, human rights, international organizations, the use of armed force, cooperation between Europe and the third world, competition law, environmental law and rights of the child.

**Legal, juridical and administrative qualifications**

I have worked as military judge in the Kinshasa-Gombe Garrison Court Martial and as a jurist for the International Criminal Tribunal for Rwanda. My duties included the organization of legal proceedings, hearings and authorization of appeals. I have an excellent understanding of the organization and functioning of the international justice system.

I have served as legal adviser to the Deputy Prime Minister and Minister of State for Civil Rights and Freedoms in Kinshasa. I studied administrative law and have held a variety of administrative and routine management posts.

I am familiar with matters relating to United Nations staff and have performed administrative and management tasks as part of my temporary functions as Officer-in-Charge of the Court Management Section of the International Criminal Tribunal for Rwanda in Arusha.

**Diplomatic and international experience**

Through the many United Nations training courses in which I have participated I have gained an excellent knowledge of the mechanisms of multilateral diplomacy and the United Nations system. It goes without saying that I have an excellent understanding of all human rights issues. I am also familiar with international conferences.

As a jurist at the Arusha Tribunal I travelled abroad frequently to represent this international High Court. My missions required me to transmit legal documents (arrest warrants, transfer and other orders) to Governments (Ministers of Foreign Affairs, Ministers of Justice, Public Prosecutors, Chiefs of Police and so forth), negotiate the delivery and transfer of suspects or persons accused by the Tribunal with the States concerned and bring detainees back in person to the Tribunal headquarters in Arusha, United Republic of Tanzania. I am familiar with issues relating to the headquarters agreements between the United Nations and the host country, Tanzania, and well versed in the drafting of correspondence on this subject.

As Ambassador Extraordinary and Plenipotentiary of my country to the Swiss Confederation in Berne, I am engaged in bilateral diplomacy on a daily basis. My duties as Chief of Mission and Permanent Representative to the United Nations Office at Geneva and other international organizations in Geneva have also made me familiar with the multilateral diplomacy that allows peoples to meet and cooperate. I am a firm believer in the richness of diversity.

**Demonstrated drafting skills**

My legal and political analyses, letters and reports, which I draft in French as well as in English, are of a high drafting standard. At the International Criminal Tribunal for Rwanda, I took part in the drafting of decisions and judgements. As Chief of a diplomatic mission, my editorial skills have been proven daily, in Berne and in international circles in Geneva.

**Recent international meetings**

| | |
|---|---|
| 4-5 November 2002 | Head of the government delegation to the Ministerial Meeting to Launch the Kimberly Process for Rough Diamonds, Interlaken, Switzerland. |
| 23 September-1 October 2002 | Head of the government delegation to the thirty-seventh series of meetings of Assemblies of the Member States of the World Intellectual Property Organization, Geneva, Switzerland. |
| 16-20 September 2002 | Head of the government delegation to the Fourth Meeting of the States Parties to the Convention on the Prohibition of the Use, Stockpiling, Production and Transfer of Anti-Personnel Mines and on their Destruction, Geneva, Switzerland. |
| 5-7 August 2002 | Head of the government delegation to the Regional Workshop of the Common Market for Eastern and Southern Africa (COMESA) and the Southern African Development Community (SADC), Nairobi, Kenya. |
| 30-31 May 2002 | Head of the government delegation to the joint seminar of the Agence internationale de la Francophonie, the Commonwealth Secretariat (COMSEC) and the secretariat of the African, Caribbean and Pacific (ACP) States on "The Multilateral Aspects of the Cotonou Partnership Agreement", Brussels, Belgium. |
| 28-29 May 2002 | Head of the government delegation to the seminar on the Doha programme of work and priorities for Francophony, Paris, France. |
| 17 May 2002 | Head of the government delegation to the International Conference on Migration Policy in Eastern Africa, the Horn of Africa and the Great Lakes region, organized by the International Programme for Migration Policy Development in collaboration with the United Nations Population Fund (UNFPA), the United Nations Institute for Training and Research (UNITAR), the International Organization for Migration (IOM) and the International Labour Organization (ILO), Nairobi, Kenya. |
| 29 April-2 May 2002 | Head of the government delegation to the nineteenth special session of the Trade and Development Board of the United Nations Conference on Trade and Development, Bangkok, Thailand. |

| | |
|---|---|
| 18 March-26 April 2002 | Head of the government delegation to the fifty-eighth session of the United Nations Commission on Human Rights, Geneva, Switzerland. |

**Participation at seminars, workshops and symposiums**

| | |
|---|---|
| 3 May 2002 | Participant in the inaugural seminar of the International Institute for Trade and Development on "The International Economic Agenda and the Relationship Between Technology and Development", Chulalongkorn University, Bangkok, Thailand. |
| 19-22 October 1998 | Participant in a seminar on job description organized by the United Nations Office of Human Resources Management, Arusha, United Republic of Tanzania. |
| 21-25 September 1998 | Participant in a seminar on job description organized by the United Nations Office of Human Resources Management at the International Criminal Tribunal for Rwanda, Arusha, United Republic of Tanzania. |
| 1-9 June 1998 | Participant in the fifth plenary session of judges of the International Criminal Tribunal for Rwanda in Arusha. During the plenary session, amendments were made to the main legal texts governing the Tribunal's functioning and procedure. |
| 20-22 October 1997 | Participant in a seminar on international humanitarian law organized by the International Committee of the Red Cross for judges and jurists of the International Criminal Tribunal for Rwanda, Arusha. |
| 1-15 June 1997 | Participant in the fourth plenary session of First Instance and Appeal Judges of the International Criminal Tribunal for Rwanda, Arusha. |
| 1995-1996 | Participant in a course at the United Nations Centre for Human Rights in Geneva. I am familiar with all United Nations and international human rights procedures. |
| October 1995 | Participant in a symposium on the United Nations and International Humanitarian Law organized by the University of Geneva to commemorate the fiftieth anniversary of the United Nations, Geneva. |
| August, September and October 1989 | Participant in courses on human rights at the International Labour Office, the United Nations Centre for Human Rights and the Office of the United Nations High Commissioner for Refugees, Geneva. |
| August 1989 | Participant in a course at the International Committee of the Red Cross on international humanitarian law and human rights, Geneva. |

**Other training**

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|---|---|
| September 1996 | Advanced training in English language at Anglo World, Oxford, England. |
| February-October 1982 | Military training for Brevet B Commando (certificate) at the Kota-Koli Commando Training Centre, Congo. |
| October 1975-July 1976 | Ecclesiastical training at the regional Grand Seminaire St. Robert Bellarmine, Mayidi, Congo. Studied philosophy and religion. |

**Prizes and awards**

University honours.

Prix Bellot, 1996, Geneva. Awarded a medal for best doctoral thesis at the University of Geneva.

Certificat des Amis de Saint-Justin, Geneva.

**Fellowships**

| | |
|---|---|
| 1995 | Grant from the Fondation Ernest et Lucie Schmidheiny, Switzerland. |
| 1990-1994 | Fellowship from l'Oeuvre Saint-Justin, Fribourg, Switzerland. |
| 1992 | Hans-Wildorf Fellowship (Rolex watches), Switzerland. |

**Research**

**Academic works**

| | |
|---|---|
| 1979 | De la peine de la mort en Droit criminel zaïrois, undergraduate dissertation, Kinshasa. |
| 1982 | De l'autorité parentale en Droit civil et coutumier zaïrois, master's thesis, Kinshasa. |
| 1990 | La question des droits de l'homme dans les relations entre la Communauté Economique Européenne (CEE) et les pays d'Afrique, Caraïbes et Pacifique (ACP), postgraduate dissertation for Diplôme d'études avancées, Nancy. |
| 1992 | Interventions armées en Irak, en Somalie et au Libéria, dissertation for the Diplôme d'études supérieures, Geneva. |
| 1995 | Organisations internationales, interventions armées et droits de l'homme, doctoral thesis, Geneva. |

**Major publications**

"The African Charter of Human Rights and People face to the Pluralist Democracy", *La voix des sans voix: le trimestriel des droits de l'homme*, April-June 1991, No. 1, vol. 1, pp. 111-112, Paris.

"*De la légalité de la 'zone de sécurité francaise' au Rwanda*". *Afrique 2000: revue Africaine de politique internationale*, quarterly, No. 18, July-September 1994, pp. 19-26, Brussels.

"*L'ONU face aux coups d'Etat militaires et aux gouvernements non-démocratiques*", African Journal of International and Comparative Law, vol. 6, No. 2, pp. 209-234, London.

"*Intervention armée de la CEDEAO au Libéria, illégalité ou avancée juridique?*", African Journal of International and Comparative Law, June 1995, vol. 7, No. 2, pp. 257-283, London.

"*Index analytique*", in *Les Nations Unies et le droit international humanitaire*, edited by Luigi Condorelli, Anne-Marie la Rosa and Sylvie Scherrer, Faculty of Law, Geneva, 1995.

"*Normes péremptoires du Droit international et Etat de droit en Afrique*", African Journal of International and Comparative Law, vol. 10, No. 2, 1998, pp. 216-243, London.

*Tribunal pénal international pour le Rwanda: receuil des ordonnances, décisions et arrets, 1995-1997*, edited by Eric David, Pierre Klein and Anne-Marie la Rosa in collaboration with Jean-Pelé Fomété and with the assistance of Catherine Denis and Véronique Parque under the aegis of the Centre for International Law of the Brussels Free University, Brussels, Bruylant, 2000.

**Membership of associations**

| | |
|---|---|
| 1981 | Student youth representative of the University of Kinshasa, elected by 9,000 students members of the electoral assembly, Kinshasa. |
| 1990-1993 | President of the Association Inter-Réligions de Saint-Justin (Christians, Muslims, Jews, Buddhists and so forth), Geneva. |
| Since 1990 | Member of the International Committee for the Respect and Application of the African Charter of Human and People's Rights, Paris and Geneva. |
| Since 1994 | Member of the African Society of International and Comparative Law, London. |
| Since 1995 | Member of the Academic Society of Geneva. |
| Since 1997 | Member and notable of the Association des Congolais, Arusha, United Republic of Tanzania. |

**Languages**

French
English
Lingala
Kikongo
Kinunu
Kiswahili
Latin

## Tan Sri Dato' Hj. Mohd. Azmi Dato' Hj. Kamaruddin (Malaysia)

Date of birth: 3 June 1933.

**Working experience**

| | |
|---|---|
| 1953-1954 | Joined Terengganu State Civil Service as cadet officer and appointed as the Assistant District Officer, Kuala Terengganu, State of Terengganu, Malaysia. |
| 1954 | Left for the United Kingdom to read law at Lincoln's Inn, London. |
| December 1957 | Attached to the Chambers of the State Legal Adviser, Kuala Terengganu, State of Terengganu, Malaysia. |
| July 1958 | Joined the Malaysian Judicial and Legal Service. Appointed Magistrate, Seremban, State of Negeri Sembilan, Malaysia. |
| January 1960 | Magistrate, Ipoh, State of Perak, Malaysia. |
| March 1960 | Promoted to President Sessions Court and Senior Assistant Registrar, Kuantan, State of Pahang, Malaysia. |
| 1961-1963 | Served as President Sessions Court, Alor Setar, State of Kedah, Malaysia. |
| September 1963 | Promoted to Senior President of the Sessions Court, Ipoh, State of Perak, Malaysia. |
| August 1965 | Promoted to Deputy Public Prosecutor and State Legal Adviser, State of Kelantan, Malaysia. As State Legal Adviser, appointed as ex officio member of the State Legislature and State Executive Council. |
| September 1966 | Served as State Legal Adviser, State of Selangor, Malaysia. As State Legal Adviser, appointed as ex officio member of the State Legislature and State Executive Council. |
| March 1970 | Promoted to Chief Registrar in the Registry of the Federal Court, Kuala Lumpur, the final Court of Appeal in Malaysia. |
| 11 November 1970 | Elevated as a High Court Judge of Malaysia, Kuala Lumpur, Malaysia. |
| 1 October 1980 | Elevated to the Federal Court of Malaysia, Kuala Lumpur, Malaysia. |
| 3 June 1998 | Retired as a Federal Court Judge of Malaysia. |
| 1 March 1999 | Appointed Professor, Faculty of Law, University of Malaya, Kuala Lumpur, Malaysia. |

**Educational and social activities**

| | |
|---|---|
| 1948-1953 | Attended Malay College Kuala Kangsar, State of Perak. Appointed as a Prefect, and later, Headboy. Awarded Gold Medal. |
| 1954 | Left for the United Kingdom on the Terengganu State Government Scholarship to read law at Lincoln's Inn, London. |
| 1956-1957 | Elected as Secretary-General, and later, President of the Malay Society of Great Britain in London. |
| 1957 | Called to the English Bar, Lincoln's Inn as a Barrister-at-Law. |
| 1999 | From 1999 onwards, conducts lectures and tutorials in Professional Practice II (covering topics such as preparation of client's case, negotiation, mediation and arbitration, interlocutory proceedings, conducting case at the trial until judgement, practice and procedure in trial, mitigation, appeal procedure, bill of costs, decorum in court and mock trials among others) in the Faculty of Law, University of Malaya. |
| Awards | For services rendered, bestowed by H.R.H. the Sultan of Selangor the "Dato' Paduka Mahkota Selangor" and later the Royal Award "Setia Paduka Mahkota Selangor". In 1981, bestowed by H.M. the King of Malaysia, the "Panglima Setia Mahkota". In 1988, awarded by H.R.H. the Sultan of Kelantan "Darjah Kebesaran (Seri Paduka) Jiwa Mahkota Kelantan". |

**Former affiliation and service**

Served as Chairman of Appeal Committee, Syariah Court for the State of Selangor for three years from 1986.

Appointed under Article 182 (1) Federation of Malaysia Constitution by the Conference of Rulers as a Judge of the Special Court, Kuala Lumpur, for three years from 1995 to deal with disputes involving Their Royal Highnesses the nine Sultans of the 13 states of Malaysia.

President of the Malay College Old Boys Association for 23 years.

President of the Parents Teachers Associations, St. John's Institution, and Convent Bukit Nanas School, Kuala Lumpur.

President and member of Executive Committee, Malaysian Association for the Blind.

Member of Legal Committee, Dewan Bahasa & Pustaka, Malaysia (a national body dealing with the national language and literature of Malaysia).

Chairman of Hospital Council, Tun Hussein Onn National Eye Hospital, Kuala Lumpur.

Member of the Rules Committee established under the Courts of Judicature Act 1964 (1975-1998).

**Present affiliation and service**

International Court of Arbitration — Listed as a member in the Panel of Arbitrators by the Paris-based International Chamber of Commerce Court of Arbitration.

Registered Arbitrator with the Kuala Lumpur Regional Centre for Arbitration.

Professor, Faculty of Law, University of Malaya, Kuala Lumpur.

Trustee of the Malay College Old Boys Association.

Life Member of the Malaysian Association for the Blind.

Chairman of Masjid Jamek, Kuala Lumpur.

Member of the Royal Council of the State of Selangor.

Member of the Disciplinary Committee of the Royal Selangor Golf Club, Kuala Lumpur.

Chairman of the Board of Governors, Malay College Kuala Kangsar, State of Perak.

Member of Saujana Golf & Country Club, Royal Selangor Golf Club and Sri Morib Golf Club.

**Participation in conferences**

Participation in all major activities of the Malaysian Bar Association since 1970.

Represented Malaysia in a working visit to the United States of America for one month in 1972 together with 20 other Judges from countries all over the world.

Participated in Judges' Conferences in different locations in Malaysia in 1992, 1994, 1995, 1996, 1997 and 1998.

Participated in the 10th Malaysian Law Conference on "The Role of Lawyers and the Bar Council in Society" from 28-30 November 1994.

Represented Malaysia in the 11th Commonwealth Law Conference in Vancouver, Canada, 25-29 August 1996.

**Legal prominence**

Delivered dissenting judgement of the Malaysian Federal Court in *Arulpragasan v Public Prosecutor [1997] 1 Malayan Law Journal (MLJ) 1* wherein it was held by a majority that what section 180 of the Criminal Procedure Code meant was "a beyond reasonable doubt case" test before the court could call the accused to enter his defence, despite the host of authorities which had hitherto upheld the "prima facie" interpretation of that section. Parliament took the unprecedented action by legislating an amendment to section 180, the effect of which was to reverse the majority decision by adopting the "prima facie case" test of the minority judgement.

**Reported judgements (criminal cases only)**

Shanmugam v Public Prosecutor [1971] 1 MLJ 283

Samivellu v Public Prosecutor [1972] 1 MLJ 28

Public Prosecutor v Kasmin b. Soeb [1974] 1 MLJ 230

Tan Tai Hee v Public Prosecutor [1974] 1 MLJ 229

Public Prosecutor v Mohamad Ramly [1974] 1 MLJ 95

Roslan b. Karim v Public Prosecutor [1975] 1 MLJ 84

Public Prosecutor v Madhavan Nair [1975] 2 MLJ 270

Lau Dak Kee v Public Prosecutor [1976] 1 MLJ 229

Mohamed Kassim v Public Prosecutor [1981] 2 MLJ 91

Public Prosecutor v Lim Chen Len [1981] 2 MLJ 41

Public Prosecutor v Jafa b. Daud [1981] 1 MLJ 315

Public Prosecutor v Lim Re Song [1982] 2 MLJ 332

Public Prosecutor v K. M. Basheer Ahmad [1982] 2 MLJ 78

Public Prosecutor v Khairuddin [1982] 2 MLJ 331

Jumari Mohamed v Public Prosecutor [1982] 1 MLJ 282

Public Prosecutor v Liew Sam Seong [1982] 1 MLJ 223

Ng Kok Lian v Public Prosecutor [1983] 2 MLJ 379

Public Prosecutor v Yap Siong [1983] 1 MLJ 415

Yap See Teck v Public Prosecutor [1983] 1 MLJ 410

Public Prosecutor v Mark Koding [1983] 1 MLJ 111

Siva Segara v Public Prosecutor [1984] 2 MLJ 212

Lau Kee Hooi v Public Prosecutor [1984] 1 MLJ 110

Public Prosecutor v Mohamed Said [1984] 1 MLJ 50

Yau Heng Fang v Public Prosecutor [1985] 1 MLJ 335

Public Prosecutor v Raymond Chia Kim Chwee [1985] 2 MLJ 63

Public Prosecutor v Leng Chow Teng [1985] 1 MLJ 229

Public Prosecutor v Mohamed Tarmizi [1985] 1 MLJ 219

Au King Chor v Public Prosecutor [1985] 1 MLJ 216

Kuan Ted Fatt v Public Prosecutor [1985] 1 MLJ 211

Public Prosecutor v Oon Lai Hin [1985] 1 MLJ 66

Lim Kheak Teong v Public Prosecutor [1985] 1 MLJ 38

Public Prosecutor v Cheah Cheng Eng [1986] 2 MLJ 39

Ramli b. Kechik v Public Prosecutor [1986] 1 MLJ 33

Ramlan b. Salleh v Public Prosecutor [1987] 2 MLJ 709

Munusamy v Public Prosecutor [1987] 2 MLJ 492

Attorney-General & Others v Arthur Lee Meng Kwang [1987] 1 MLJ 206

Public Prosecutor v Phon Nam [1988] 3 MLJ 415

Hussin b. Sillit v Public Prosecutor [1988] 2 MLJ 232

Illian & Anor. v Public Prosecutor [1988] 1 MLJ 421

Lorensus Tukan v Public Prosecutor [1988] 2 MLJ 251

Wai Chan Leong v Public Prosecutor [1989] 3 MLJ 356

Lee Weng Tuck & Anor. v Public Prosecutor [1989] 2 MLJ 143

Ng Thian Soong v Public Prosecutor [1990] 2 MLJ 148

Ooi Sim Yin v Public Prosecutor [1990] 1 MLJ 88

Mohamad Radhi b. Yaakob v Public Prosecutor [1991] 3 MLJ 169

Ooi Lean Chai v Public Prosecutor [1991] 2 MLJ 552

Phon Nam v Public Prosecutor (No. 2) [1991] 2 MLJ 556

Sun Kam Heng v Public Prosecutor [1992] 2 MLJ 826

Tan Weng Chiang v Public Prosecutor [1992] 2 MLJ 625

Din b. Yahaya v Public Prosecutor [1992] 1 MLJ 143

Teng Boon How v Public Prosecutor [1993] 3 MLJ 553

Hasibullah b. Mohd. Ghazali v Public Prosecutor [1993] 3 MLJ 321

Junaidi b. Abdullah v Public Prosecutor [1993] 3 MLJ 217

Tan Hun Wah v Public Prosecutor [1994] 1 MLJ 382

Tan Boon Kean v Public Prosecutor [1995] 3 MLJ 514

Mohd. Yusof b. Said v Public Prosecutor [1996] 1 MLJ 645

Bahruni b. Ismail v Public Prosecutor [1997] 2 MLJ 265

Inspector General of Police & Anor v Gan Bee Huat (and other appeals) [1998] 3 MLJ 86.

## Lee Gacuiga Muthoga (Kenya)

Date of birth: 1945.

**Occupation**

Legal Practice since 1971, Founding Partner in the Firm of Muthoga, Gaturu & Company Advocates specializing in Business Law, Civil and Common Law Litigation and Arbitration, Environmental Law, Estate and Property Management Law, Trusts and Securities.

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| 1970 | LL.B (EA). |
| 1971 | Advocate of the High Court of Kenya. |
| 1976-1984 | Member of Council of The Law Society of Kenya. |
| 1979-1981 | Vice-Chairman Law Society of Kenya. |
| 1979-1983 | Chairman of Legal Aid Committee of the Law Society. |
| | Member of the Education and Publicity Committee of the Law Society. |
| 1981-1983 | Chairman of the Law Society of Kenya. |
| 1981-1995 | Member of the Council of Legal Education. |
| 1986 to date | Moderator of the Council of Legal Education Examinations on Evidence and Construction of Documents. |
| 1985-1990 | Chairman of the Sales Tax Appeals Tribunal. |
| 1985-1991 | Chairman of the International Commission of Jurists — Kenya Section. |
| 1986-1996 | Served as a Commissioner of Assize. |
| 1989 to date | Chairman of the African Network for Prevention of and Protection Against Child Abuse and Neglect. |
| 1990-1996 | Chairman V.A.T. Appeals Tribunal. |
| 1991 | Admitted as a Fellow of The Chartered Institute of Arbitrators. |
| 1993 | Admitted as a Certified Public Secretary (K). |

**Membership of and service in international institutions**

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| | Member of International Panel of Arbitrators of Asian-African Legal Consultative Committee. |
| | Member of the International Bar Association Section on Business Law and Section on General Practice. |
| 1981-1986 | Served as Chairman, African Bar Association. |
| 1983-1990 | Served as Member of the International Advisory Board of the Lawyers Committee for International Human Rights. |

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| 1979-1985 | Served as Director of Liberty International. |
| | Served as Director of the International Centre of Ethnic Studies. |
| 1978-1984 | Served as Director, Public Law Institute. |
| 1991-1994 | Served as Trustee of the Kenya Alliance for Advocacy on Children's Rights. |

**Participation in international conferences and seminars**

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| 1978 | Undertook a tour of the United Kingdom to study the Dispensation of Legal Services as a guest of the British Council. |
| 1980 | Attended the 3rd Biennial Conference of The African Bar Association in Freetown, Sierra Leone. |
| | Attended the 18th Biennial Conference of the International Bar Association in West Berlin. |
| | Attended the 6th Commonwealth Law Conference in Lagos, Nigeria. |
| 1981 | Attended the United Nations-organized NGO Conference on the Question of Palestine in Arusha, Tanzania. |
| | Organized the 4th Biennial Conference of the African Bar Association in Nairobi, Kenya. |
| 1982 | Attended the 19th Biennial Conference of The International Bar Association in New Delhi, India. |
| 1983 | Attended the 7th Commonwealth Law Conference in Hong Kong. |
| 1984 | Attended the 20th Biennial Conference of the International Bar Association in Vienna, Austria. |
| 1985 | Attended the African Regional Conference of the International Bar Association in Lagos, Nigeria. |
| | Attended the 5th Biennial Conference of The African Bar Association. |
| | Attended the Chartered Institute of Arbitrators Seminar on International Arbitration in Hong Kong. |
| | Attended the Section on Business Law 7th Conference in Singapore. |
| | Attended a Seminar on Resolution of International Contract Disputes at the International Development Law Institute, Rome, Italy. |
| 1986 | Attended the 21st Biennial Conference of the International Bar Association in New York. |
| | Attended the 22nd Biennial Conference of the International Bar Association in Buenos Aires, Argentina. |

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| | Organized workshop on The Rights of Children: Agenda for The African Charter on the Rights of Children. |
| October 1989 | Attended the Ministry of Planning and National Development meeting on the Goals and Strategies for Children in the 1990s. |
| 4-8 December 1989 | Organized the ANPPCAN National Conference on Promotion of the Ratification and Implementation of the United Nations Convention on the Rights of the Child. |
| December 1989 | Attended UNICEF/Pana seminar on Child Survival, Protection and Development. |
| April-May 1990 | Participated in the Kindermobile training of trainers seminar on the Convention on the Rights of the Child. |
| August 1990 | Regional consultative meeting on the World Summit for Children. |
| September 1990 | Attended AACC Consultation on the "African Debt Crisis As It Affects Human Rights" at Maseru, Lesotho. |
| 1990 | Attended the 23rd Biennial Conference of the International Bar Association in New York. |
| 1991 | Attended NGO Forum on Effective Participation in Local and Global Child Development at Kadoma, Zimbabwe. |
| 1992 | Attended the OAU International Conference on Assistance to African Children (ICAAC) in Dakar, Senegal. |
| | Organized the P.C.D.C. seminar on the Management of Democratic Change. |
| May 1993 | Attended and presented a paper at a symposium entitled "Towards Economic Policies for the Prevention of Serious Human Rights Violations", organized jointly by the World Organization Against Torture and the International Commission of Jurists, in Mombasa, Kenya. |
| September 1993 | Attended the 2nd African Conference on Child Abuse and Neglect organized by SASPCAN, in Cape Town, South Africa. |
| September-October 1993 | Undertook a UNICEF Consultancy on Review of Zambian Law Relating to the Child. |
| October 1993 | Attended a subregional Workshop on the Impact of Armed Conflict on Children and Women in East Africa organized by UNICEF in Kampala, Uganda. |
| November 1993 | Participated in Kenya Institute of Education Course for Early Childhood Trainers. |
| | Attended and lectured at an Early Childhood Trainers Induction Course organized by the Kenya Institute of Education in Nairobi. |
| September 1994 | 10th Congress on Child Abuse — Kuala Lumpur, Malaysia. |

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| 4-6 December 1994 | Attended the International Bar Association African Regional Conference in Nairobi. |
| 7-8 December 1994 | Attended a Conference on Arbitration in Africa of the London Court of International Arbitration Pan African Council in Nairobi. |
| 13-15 December 1994 | Attended and presented a paper at a Seminar on "Corruption, Democracy and Human Rights in East and Central Africa" organized by the African Leadership Forum in conjunction with Transparency International in Uganda. |
| May 1995 | Attended a consultative meeting on the Children's Bill 1995, organized by the Kenya Alliance for the Advancement of Children. |
| 10-15 July 1995 | Attended the Pan-Africa Christian Church Conference held in Banjul, the Gambia. |
| March 1996 | Attended and presented a paper at a Consultation on the African Child in Zimbabwe on the theme "Generation At Risk: Hope For The Future". |
| 26-28 March 1996 | Workshop on "Legal Protection from Child Prostitution" — Pretoria, South Africa. |
| April 1996 | Executive Committee Meeting of End Child Prostitution in Asia, Tokyo, Japan. |
| June 1996 | Conference International Secretariat of End Child Prostitution Bangkok, Thailand. |
| August 1996 | World Congress on Commercial Sexual Exploitation of Children, Stockholm, Sweden. |
| October 1996 | 26th IBA Conference, Berlin, Germany. |
| November 1996 | Presented a paper at Engineers Conference, Nairobi, Kenya. |
| April 1997 | Tutor at the Chartered Institute of Arbitrators (Kenya Chapter) Entry course, Nairobi, Kenya. |
| March 1997 | Attended a seminar by the American Bar Association and International Bar Association in Amsterdam, Netherlands on "Re-thinking the Law Firm". |
| July 1997 | Attended the UNICEF Conference on "Children in Situations of Armed Conflict in Africa", in Addis Ababa, Ethiopia. |
| August 1997 | Attended the Law Society of Kenya Conference to mark the centenary of the application of the Common Law in Kenya and presented a paper. |
| December 1997 | Attended a Regional Seminar on Child Rights and Child Protection in Kenya organized by the Coalition on Child Rights and Child Protection in Kenya in Nakuru. |

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| January 1998 | Attended a seminar on Child Rights and Child Protection in Kenya organized by the Coalition on Child Rights and Child Protection in Kenya in Nyeri. |
| April 1998 | Attended the East African Law Society Conference on Conflict Resolution. |
| November 1998 | Attended and presented a paper at the International Bar Association Conference on Law Firm Management entitled "What's New In Law Firm Management: People, Financing and Technological Issues Today" in Dublin, Ireland. |
| 16-19 November 1998 | Attended and presented a paper at a Provincial Workshop on "Child Rights Awareness Raising For Opinion leaders" in Kisumu, Kenya. |
| 24-25 November 1998 | Attended a special meeting of the Special Committee on Children in Situations of Armed Conflict in Nairobi. |
| 19-23 January 1999 | Attended and presented a paper at a Provincial Workshop on Child Rights Awareness Raising for Opinion Leaders in Embu, Kenya. |
| February 1999 | Attended and presented a paper in a provincial workshop on Child Rights Awareness Raising For Opinion Leaders in Nairobi. |
| April 1999 | Attended the International Bar Association African Regional Conference in Accra, Ghana. |
| 14 May 1999 | Attended a seminar by the Institute of Certified Public Secretaries of Kenya on Corporate and Good Governance in Nairobi. |
| 10-11 May 1999 | Attended Workshop in Nairobi on the Implementation of Treaty-based Rights of Women and Children in Kenya. |
| June 1999 | Attended a workshop by Cashflow Management Services Ltd on the theme "In Search of Financial Stability". |
| 5 August 1999 | Attended and presented a paper at the Third Annual Seminar of the Institute of Certified Public Secretaries of Kenya in Mombasa, Kenya. |
| 18 August 1999 | Attended symposium on the Proposed Reform of the Kenyan Judiciary in Nairobi. |
| 18 September 1999 | Attended a seminar by the Chartered Institute of Arbitrators of London in conjunction with the Chartered Institute of Arbitrators, Kenya Branch on Alternative Dispute Resolution in Nairobi. |
| 17-21 November 1999 | Attended the International Commission of Jurists (Kenya Section) Conference on the Growth and Development of Information Technology. |
| 20-21 March 2000 | Attended and presented a paper at a workshop to discuss the Anti-corruption and Economic Crimes Bill in Nairobi. |

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| 31 March 2000 | Attended Conference entitled "An Institutional Framework for an East African Federation" in Nairobi of the Friedrich Ebert Stiftung and the East African Law Society. |
| April 2000 | Attended a seminar on expert evidence by the Chartered Institute of Arbitrators (Kenya Branch). |
| May 2000 | Attended a workshop organized by the Attorney General's Office and the Complaints Commission on Honesty and Excellence in the Provision of Legal Services in Nairobi. |
| June 2000 | Attended a Conference by the International Bar Association in Rome, Italy, entitled "What's New In Law Firm Management: People, Financing and Technology Issues Today". |
| August 2000 | Attended the East Africa Law Society Biennial Conference on "Peace Stability and Conflict Resolution" in the Great Lakes Region in Uganda. |
| 17-18 August 2000 | Attended the Institute of Certified Public Secretaries of Kenya's 4th Annual Seminar on the theme Strategic Thinking in the Era of Globalisation, in Mombasa. |
| March 2001 | Organized and attended a seminar of the International Bar Association on Law in a Continent in Transition in Nairobi. |
| May 2001 | Attended and presented a paper at a seminar on International Commercial Arbitration and Alternative Dispute Resolution in Nairobi of the Chartered Institute of Arbitrators of Kenya. |

**Major professional tasks undertaken**

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| March-June 1975 | Represented the family of the late Honourable Josiah Mwangi Kariuki M.P. during the proceedings of "The Select Committee On Disappearance and Murder of the Late Member for Nyandarua, North, the Honourable J. M. Kariuki M.P. |
| 1983-1984 | Acted as leading counsel in "The Judicial Commission of Inquiry into The Conduct of The Honourable Charles Njonjo M.P. |

**Professional and public responsibility**

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| | Founder-Director of the Public Law Institute. |
| | Chairman of the Thika Municipal Council Valuation Court. |
| 1984-1993 | Law Society Representative on the Council of the Association of Professional Societies of East Africa. |
| 1989 to date | Chairman, African Network for Prevention of and Protection Against Child Abuse and Neglect (ANPPCAN) (Kenya Chapter) General Counsel ANPPCAN. |

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| 1990 | Served as Chairperson ANPPCAN Committee on Ratification of the African Charter on the Rights and Welfare of The Child. |
| 1991 | Served as Member of the KANU committee to review the Party Rules (Saitoti Committee). |
| 1993-1996 | Coordinator of the Professional Committee for Democratic Change. |
| | Member of Kenya Task Force on the Plan of Action for Implementation of the World Summit Goals on Child Survival and Development. |
| 1993-1998 | Member of the Law Reform Task Force to Review Children's Law. |
| 1994 | Served on Task Force on the Management and Status of the Kenya School of Law. |
| 1994 | Founder Member Transparency International (Kenya Section). |
| 1995 | Chairman Steering Committee of the National Street Children Network. |
| | Trustee and Founder Member Kenya Alliance for Advocacy on Children's Rights. |
| | Member Federation of African Consultants (Kenya Chapter). |
| | Served as a Member/Secretary to the National Election Monitoring Unit (NEMU). |
| | Served as the Secretary to the NEMU Council of Elders. |

**Published and other papers, addresses and other contributions in seminars, workshops, books and periodicals**

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| December 1988 | Delivered a Presentation on "Child Rights In Kenya" at the Launching of UNICEF's Report for 1989. |
| March 1989 | Keynote address to the Mini Workshop on "Advocacy and Action for Ratification and Implementation of Children's Rights" by Child Welfare Society of Kenya. |
| July-August 1989 | Delivered a paper on "Children's Rights In Kenya" delivered at the Population Communication Management Course. |
| September 1989 | Delivered a paper on "The Role of the Arbitral Process in the Construction Industry" to the Institution of Engineers of Kenya. |
| 14 December 1989 | Delivered a paper on "The Convention on the Rights of the Child" to the UNICEF/Pana seminar for African Journalists on Child Survival, Protection and Development. |

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| 6 March 1991 | Delivered a paper on "The Debt and Economic Crisis as it Affects Children" at the NCCK/ESP Workshop on the Debt and Economic Problems in Africa. |
| November 1991 | Delivered a paper on "The Convention on The Rights of The Child" to The NCCK Workshop on Education on Preparatory Democracy. |
| April 1992 | Delivered keynote address at the Seminar on "Press Freedom in A Multi-Party State" organized by the African Council for Communication Education and Nation Newspapers. |
| 1992 | Delivered a paper on "The Exercise of Democracy: Its Frontiers and Limitations" published as a feature article in *The Daily Nation*. |
| | Delivered a paper on "The Exercise of Democracy: Its Commission of Jurists (Kenya Chapter) in the Protection of Civil Liberties in Kenya" to the Association of Kenya Insurers. |
| | Delivered an address on the topic "Problems Associated With Single Parenthood" to the St. Andrews Church Christian Single Parents Group. |
| May 1993 | Delivered a paper entitled "Violations Committed Against Children". |
| 3 November 1993 | Lectured at the Early Childhood Trainers Induction Course on the Rights of the Child. |
| December 1994 | Delivered a paper on the Effects of Corruption on Democracy. |
| March 1996 | Delivered a paper on Children's Rights and The African Child: Their Attainment, Preservation and Protection. |
| November 1996 | Presented a paper at Engineers Conference, Nairobi, Kenya. |
| August 1997 | Delivered a paper entitled "From Colonial Order To Independence: Transitional Mechanism". |
| November 1998 | Delivered a paper entitled "Problems of Billing in Third World Law Practices". |
| February 1999 | Delivered a paper on Child Rights and the Kenyan Constitution. |
| August 1999 | Delivered a paper entitled Judicial Discipline: A Code of Conduct. |
| September 1999 | Lectured on Costs and Interest at the Chartered Institute of Arbitrators Course on Arbitration Practice in Nairobi. |
| March 2000 | Delivered a paper entitled "The Fight Against Corruption — Where to Begin". |

May 2001 — Delivered a paper on the Current State of the Law for International Arbitration In Kenya.

**Publications**

Law and Society published by the ICJ (Kenya Section) 1989 *The Role of a Lawyer in a Developing Country*, pp. 49-52 (English Press Ltd. PO Box 30127, Nairobi).

Africa: A New Lease on Life "Towards economic policies for the prevention of serious human rights violations" (OMCT/SOS-Torture for the Kenya Symposium, 1993 *Violations Committed Against Children*), pp. 105-113.

Urban Crime: Global Trends and Policies (United Nations University, 1989) pp. 162-199 (Hong Kong University Press).

*Law and the Administration of Justice in Kenya* (International Commission of Jurists Kenya Section, 1992), pp. 195-203 (Printed by General Printers Ltd.).

Hearing on Street Children in Kenya (ANPPCAN 1995). Keynote address pp. 9-11 (Printed by African Medical Research Foundation (AMREF)).

**Unpublished writings**

*Kenya in Transition "The Operation of the Constitution and Government in Independent Kenya".*

## Laurent Ngaoundi (Chad)

Date of birth: 1953.

**Education**

Higher: University of Chad, 1983-1986.

École Nationale d'Administration et de la Magistrature (National College of Magistrates), 1990-1992.

**Degrees awarded**

Capacité en droit (first legal studies diploma), 1997.

Bachelor's degree in law, 1986.

Diplôme de Magistrat (judge's diploma), 1992.

Certificate of completion of notary training course, 2000.

**Posts held**

Chief Registrar, 1977-1986, N'Djamena and Moundou.

Court usher, 1986-1990, Moundou and N'Djamena.

Examining judge, 1993-1995, N'Djamena.

Deputy Procurator, 1995-1999, N'Djamena.

Judge, 1999-2000, N'Djamena.

Magistrate, Department of Legislation and International Affairs.

**Other experience**

- Member of the Government Delegation for talks with the rebel forces in southern Chad, 1993.
- Member of the team of instructors at a seminar on human rights and the law governing free elections, 1996.
- Trainer of participants at a seminar organized by the Centre d'Etudes et de Formation pour le Développement (CEFOD) on conflicts between livestock breeders and farmers, N'Djamena, 1995.
- Speaker at a microfinance training seminar organized by the Bank of Central African States (BEAC), January-February 2002.
- Member of the CEFOD microproject training team, 2000.
- Guest of the Jurisdictions pour Enfants, Rome, Italy, October-November 2000.
- Member of the National Technical Committee for Monitoring and Controlling Oil Projects, Doba.
- Extensive participation in various seminars on human rights, democracy, microfinance and microprojects, N'Djamena.

- Member of the Chadian delegation to the Chad-Central African Republic Joint Commission, 2002.
- Participated as an expert in the drafting of the Chadian mining code and the regulations governing explosives, January 2002.
- Expert on money-laundering with the Bank of Central African States (BEAC), June 2002.
- Member of the Chadian delegation to the Niger Basin Authority/World Bank workshop on a shared vision in Abidjan, Côte d'Ivoire, September 2002.

**Languages**

French: Very good; English: Quite good; German: Average; Local Arabic dialect: Quite good; Sango: Good.

## Beradingar Ngonyame (Chad)

Date and place of birth: ca. 1955 at Maro, Moyen-Chari.

**University studies**

1974-1979 General Higher Education Diploma (DEUG) and bachelor's degree in private law.

1987 Diploma, École Nationale de Magistrature, International Section, Paris.

**Posts held**

- Judge of the second grade, fifth step.
- Examining magistrate at Sarh, January 1983-August 1983.
- Examining magistrate of the First Cabinet, N'Djamena, September 1983-November 1984.
- Judge, November 1984-September 1985.
- Vice-President of the Court of N'Djamena, September 1985-December 1985.
- Trainee at the École Nationale de la Magistrature (ENM), Paris, January 1986-June 1987.
- Judge at the Court of Appeal, August 1987-December 1993.
- Director for Children and the Disabled, January 1994-August 1994.
- Seconded to the Administration from August 1994-May 1995.
- Judge at the Court of Appeal, June 1995-April 1999.
- Third Deputy Procurator, April 1999-April 2000.
- Inspector within the judicial service from 22 June 2000.

**Miscellaneous**

Participated in the following meetings:

- A seminar on the coordination of activities for women, 21-26 October 1985.
- A seminar for judges, 21-25 May 1990.
- A seminar on the Supreme Court, 21-25 November 1994.
- A training course at the Children's Court, Dakar, 5 February-4 March 1995.
- A subregional seminar on women and electoral functions, 29 April-3 May 1996.
- A seminar on the independence of the judiciary, 7-11 November 1997.
- An International Development Law Institute (IDLI) seminar on the principles and practices of business law, 11-19 December 1997.
- A seminar for judges of French-speaking Africa, 19-23 April 1999.

– An advanced training course for judges and lawyers, 7-19 June 1999.

Has also held the following positions:

– Treasurer of the Association of Women Jurists of Chad, 1992-1994.

– President of the Women's Association for Mutual Aid and Solidarity, May 1991-August 1993, and adviser to the Association, December 1998 to the present.

– Treasurer of the Association for the Promotion of Ngama Cultural Values (ASPROVAC/NGAMA), April 1999 to the present.

## Daniel David Ntanda Nsereko (Uganda)

Date of birth: 27 November 1941.

### Education

1973-75 Doctor of Juridical Science (J.S.D.), New York University School of Law, New York.

1971 Master of Laws (LL.M), New York University School of Law, New York.

1970 Master of Comparative Jurisprudence (M.C.J.), Howard University School of Law, Washington, D.C.

1968 Bachelor of Laws (LL.B), University of East Africa, Dar es Salaam, Tanzania.

### Professional activities

*Law practice*

1972-present After serving his pupilage with the law firm of Kiwanuka & Co., Advocates (1968), he was enrolled and admitted as an Advocate of the High Court of Uganda in 1972. He practised law at diverse times on a part-time basis with the Kampala law firm of Sendege & Co., Advocates, and on a full-time basis as a solo practitioner (1976-1982). He represented clients in both civil and criminal cases in the subordinate and superior courts of Uganda. Some of the cases that he appeared in resulted in precedent-setting decisions. He also performed non-litigious tasks in such areas as company practice, conveyancing, trademark registration, and arbitration. Currently, he is associated with the firm of Sendege, Senyondo & Co., Advocates and Solicitors, as Consultant.

*Trial observer*

1996 Served as Amnesty International Trial Observer to Ethiopia; duties included observing a criminal trial of over 50 defendants of the former Government of Ethiopia charged with genocide and crimes against humanity; writing a comprehensive confidential report on the trial in the context of international human rights standards.

1990 Served as Amnesty International Trial Observer to Swaziland; duties included observing a criminal trial of about 10 defendants charged with offences of a political character; writing a comprehensive confidential report in the context of international human rights standards.

*Special missions*

1998 Served as Head of an Amnesty International Delegation to Lesotho to investigate allegations of human rights and humanitarian law violations following the South African and Botswana military intervention into that country.

1991 Served on a two-person Amnesty International human rights mission to Swaziland. Had audience with the Prime Minister, Minister of Justice, and other high-ranking government and civic officials. He was responsible for writing the mission's report that Amnesty described as "excellent, clear and interesting".

*Expert/Consultant/Delegate*

2002 Served as member of the Uganda Government delegation to the first session of the Assembly of States Parties to the Statute of the International Criminal Court, New York, 3 to 11 September 2002.

2002 Participated as an expert at the 9th session of the Preparatory Commission for the International Criminal Court, New York, 8-19 April 2002, as part of the NGO Coalition for the International Criminal Court and served as co-leader of the Coalition's team on the Crime of Aggression.

2001 Participated as an expert at the 8th session of the Preparatory Commission for the International Criminal Court, New York, 24 September-5 October 2001, as part of the NGO Coalition for the International Criminal Court and served as co-leader of the Coalition's team on the Crime of Aggression.

2000 Participated as an expert at the 5th, 6th and 7th sessions (June/July and December 2000) of the Preparatory Commission for the International Criminal Court as member of the NGO Coalition for the International Criminal Court.

1999 Acted as an expert consultant to the International Criminal Tribunal for Rwanda (ICTR). Wrote a legal opinion for the Tribunal on some complex legal issues in a case before the Tribunal.

1998 Participated as an expert in the Diplomatic Conference of Plenipotentiaries for the Establishment of an International Criminal Court on the invitation of the NGO Coalition for the Establishment of an International Criminal Court, Rome, Italy, 15 June to July 1998.

1997 Participated as an expert in the August and December meetings of the United Nations Preparatory Commission for the Establishment of an International Criminal Court at New York as a member of the NGO Coalition for the Establishment of an International Criminal Court.

1995 Participated in and was elected rapporteur for an Expert Group Meeting on "Victims of Crime and Abuse of Power in the International Setting", convened by the United Nations Crime Prevention and Criminal Justice Branch, at Vienna, Austria. The Committee drew up a comprehensive plan of action for the prevention of victimization, protection and assistance for victims of crime and abuse of power, in pursuance of the United Nations Declaration on Victims of Crime.

1995 Served on the Committee of Experts to review and propose amendments to the Draft Statute of the International Criminal Court. The Association Internationale de Droit Penale and the Max Planck Institute for Foreign and International Penal Law set up the Committee.

1985 Served as Expert Consultant for the United Nations on a Project on the Preparation for Plans for Reform of the Criminal Justice System for Namibia, Rome, Italy.

1985 Served as Expert Consultant for United Nations Congresses for the Prevention of Crime and Treatment of Offenders, at Caracas, Venezuela (1980) and at Milan, Italy (1985), and at regional and interregional preparatory meetings at Lusaka, Zambia (1975), Addis Ababa, Ethiopia (1978), and The Hague, the Netherlands (1980).

1984 Served as Expert Consultant for the Crime Prevention and Criminal Justice Branch of the United Nations Centre for Social Development and Humanitarian Affairs and actively participated in the drafting of the United Nations Declaration for the Rights of Victims of Crime.

1983 Social Affairs Officer, United Nations Centre for Development and Humanitarian Affairs, New York, New York.

*Resource Person/Guest Lecturer*

2002 Presented a paper on "The Definition of the Crime of Aggression: Challenge facing the Assembly of States Parties" to the International Conference on "The International Criminal Court: Some Questions and Answers from the Arab Region" at Cairo, Egypt, 9-11 May 2002.

2002 Served as guest lecturer to LLM students of the Law Department, Università degli Studi di Teramo, Italy, 25 February-1 March 2002. Delivered lectures on the status of the individual under international law, the use of force under the Charter of the United Nations and on the Crimes of Genocide and Aggression.

2001 Served as guest lecturer to LLM students of the Faculty of Law, University of Cape Town, South Africa, August 2001. Delivered lectures on the Crimes of Aggression and Genocide.

2000 Served as resource person at a Workshop for Women of Africa on Gender Justice and the International Criminal Court, organized by the Women's Caucus for Gender Justice in collaboration with the Law, Race and Gender Research Unit of the University of Cape Town, Cape Town, South Africa, 24-26 August 2000.

2000 Served as guest lecturer at the Salzburg School of International Criminal Law, Salzburg, Austria, August 2000. Delivered lectures on the Crimes of Aggression and Genocide as well as on the International Criminal Tribunal for Rwanda.

1999 Served as scientific director for the Gaborone School for International Criminal Jurisdictions, Gaborone, Botswana (October 1999).

1999 Served as guest lecturer at the Salzburg School of International Law, Salzburg, Austria. Delivered lectures on the Crime of Genocide.

1999 Served as resource person at a Southern Africa Regional Police Chiefs Cooperation Organization (SARPCCO) Training Course for Police Trainers organized by the United Nations High Commissioner for Human Rights, at Gaborone, Botswana.

**Memberships**

| | |
|---|---|
| 1972-present | Member of the Uganda Law Society. |
| 1975-1980 | Member of the Law Council (Executive Committee) of the Uganda Law Society. |
| 1988-present | Member of the Board of the International Society for the Reform of Criminal Law. |
| 1990-present | Member of the Editorial Board of the *Criminal Law Forum: an International Journal*. |
| 1986-1990 | Member of the Editorial Board of the journal *Violence, Aggression and Terrorism*. |
| 1985-present | Member of the Editorial Council of the journal *Church and State*. |
| 1975-1980 | Member of the Executive Committee of the Uganda Red Cross Society. |

**Academic activities**

*University teaching*

| | |
|---|---|
| 1984-2002 | Professor of Law (initially Senior Lecturer), University of Botswana, Botswana. Courses taught include Public International Law, Criminal Procedure, Evidence, Constitutional Law, Human Rights, Administrative Law, and Legal Ethics. |
| 1993-1994 | Walter S. Owen Professor of Law, University of British Columbia, Vancouver, Canada. Course taught: International Law of Human Rights. |
| 1971-1978 | Senior Lecturer in Law (initially Lecturer), Makerere University, Uganda. Courses taught included Public International Law, Criminal Procedure, Civil Procedure, Evidence, Family Law, and Law of Business Associations. |

*Academic leadership*

| | |
|---|---|
| 1985-1993 | Served as Head, Department of Law, University of Botswana. He was responsible for the coordination of courses and programmes offered; the development of proposals for revision and improvement of programmes; promotion of research; implementation of academic policy; preparation of the Departmental budget; quality, performance and recruitment of staff; advising university management of academic personnel; welfare and pr gress of students, etc. He also served on or chaired many university committees including disciplinary committees, including those that handled charges of sexual harassment. |

*External Examiner*

As external examiner acts as "watchdog" for the appointing universities over academic standards; approves examinations; checks examination scripts; and examine theses and dissertations.

| | |
|---|---|
| 1998-2002 | University of Dar es Salaam, Tanzania. |
| 1993 | University of Swaziland, Kwaluseni, Swaziland. |
| 1992-1993 | National University of Lesotho, Roma, Lesotho. |
| 1991-1993 | University of Zambia, Lusaka, Zambia. |
| 1987-1990 | University of Nairobi, Nairobi, Kenya. |

*External Assessor*

| | |
|---|---|
| 2000 | Served as external assessor for the University of Dar es Salaam: read and wrote detailed assessment of publications of candidates for promotion to the rank of associate professor and full professor. |
| 1994 | Served as external assessor for the University of Lagos, Akoka, Yaba, Nigeria; read and wrote detailed assessment of the publications for the candidate for promotion to the rank of associate professor. |

*Journal Refereeing*

| | |
|---|---|
| 2001 | Refereed article submitted to the Melbourne *Journal of International Law* and advised on its publishable quality. |

**Publications**

*Books*

*Constitutional Law in Botswana* in the INTERNATIONAL ENCYCLOPAEDIA OF LAWS (Kluwer International Publishers, Deventer, The Netherlands, 2002). Republished by Pula Press, Gaborone, Botswana, 2002. [323 pages].

*Criminal Procedure in Botswana: Cases and Materials (3rd ed.)* (Pula Press, Gaborone, 2002). [506 pages].

*Criminal Law and Procedure in Uganda* in the INTERNATIONAL ENCYCLOPAEDIA OF LAWS, Prof. Dr. L. Dupont and Prof. Dr. C. Fijnaut of Leuven University (eds.), Kluwer Law International Publishers, Deventer, The Netherlands, 1996. [329 pages].

*Eddembe Lyaffe* [a treatise written in the Luganda language, literally meaning "Our Rights"; it discusses various aspects of human rights and has four appendices which are translations of key United Nations human rights instruments], Nabinene Emporium Ltd., P.O. Box 3675, Kampala, Uganda, 1995. Published with the assistance of the Danish Agency for International Development (DANIDA). [201 pages].

*English-Luganda Law Dictionary* (University of Botswana, 1993). (Indexed in *The African Book Publishing Record*, West Sussex, England, 1994.) [149 pages].

*Antigone: a Greek Play by Sophocles* (a translation into the Luganda language. Marianum Press, Kampala, Uganda, 1989). [63 pages].

*Mimeographs*

*The International Protection of Refugees* (Doctoral dissertation submitted to New York University School of Law, 1975). [379 pages].

*Police Powers and the Rights of the Individual in Uganda* (Makerere University, Kampala, Uganda, 1973). [134 pages].

*Chapters in books*

"Preliminary Matters: the Indictment", in Andre Klip and Goran Sluiter (eds.), *Annotated Leading Cases of International Criminal Tribunals*, Vol. IV (Intersentia, Antwerp, The Netherlands, 2002), pp. 58-68.

"Social Change and Organised Crime in Southern Africa", in Apollo Rwomire (ed.), *Social Problems in Africa* (Praeger Publishers, Westport, CT, 2001), pp. 209-228.

"The African Great Lakes Region and the International Criminal Tribunal for Rwanda", in ELSA (eds.), *International Law as we Enter the 21st Century* (Berlin Verlag Arno Spitz GmbH, 2001), pp. 73-85.

"The Implementation of the ICC Statute within the Southern African Community (SADC)", in Claus Kress and Flavia Lattanzi (eds.), *The Rome Statute and Domestic Legal Orders, Volume I: General Aspects and Constitutional Issues* (Nomos Verlagsgesellschaft, Baden-Baden, Germany, 2000), pp. 169-182.

"Preliminary Rulings Regarding Admissibility", in Otto Triffterer (ed.), *Commentary on the Rome Statute of the International Criminal Court* (Nomos Verlagsgesellschaft, Baden-Baden, Germany, 1999), pp. 395-404.

"Genocide: A Crime Against Mankind", in Gabrielle Kirk McDonald and Olivia Swak-Goldman (eds.), *The Law and Enforcement of International Offences — The Experience of International and National Courts* (Kluwer Law International, The Hague, The Netherlands, 1999), pp. 113-140.

"Controlling Executive Power in Southern Africa: the Role of the Courts and Administrative Tribunals", in Hugh Corder and Tiyanjana Maluwa (eds.), *Administrative Justice in Southern Africa* (University of Cape Town, Cape Town, 1997), pp. 95-116.

"Reparations in the Criminal Law: the Case of Uganda", in Albin Eser and Susanne Walther, *Wiedergutmachung im Strafrecht: Internationale Perspektiven* (edition iuserim, Max-Planck Institute for Foreign and International Criminal Law, Freiburg, Germany, 1997), pp. 319-354.

"Issues of Implementation and Co-ordination", with Roger Clark, in Yael Danieli, Nigel Rodley and Lars Weisaeth (eds.), *International Responses to Traumatic Stress* (Baywood Publishing Company, Amityville, N.Y., 1995), pp. 425-437.

"Victims of Crime and their Rights", in T. M. Mushanga (ed.), *Criminology in Africa* (United Nations International Crime and Justice Research Institute, Rome, 1992), pp. 21-42.

"The Rights of Children in Botswana", in *The Rights of the Child* (Initiative Ltd., Nairobi, 1989), pp. 25-31.

"Human Rights: A Legal Perspective", in D. Rubadiri (ed.), *Human Rights and You*, D. Rubadiri (ed.) (Macmillan Botswana Ltd., 1989), pp. 11-16.

"Arbitrary Deprivation of Life: Controls on Permissible Deprivations", in B. G. Ramcharan (ed.), *The Right to Life in International Law* (Martinus Nijhoff Publishers, The Netherlands, 1985), pp. 245-283.

*Book review*

Review of D. Dyzenhaus, *Hard Cases in Wicked Legal Systems: South African Law in the Perspective of Legal Philosophy* (Oxford, Clarendon Press, 1991), *Canadian Journal of African Studies*, pp. 150-3 (1994).

*Articles in refereed journals*

"Bringing Aggressors to Justice: Aggression Under the Rome Statute of the International Criminal Court" 71 *Nordic Journal of International Law* (issue No. 3, 2002).

"The Ethical Obligations of Counsel in Criminal Proceedings: Representing an Unwilling Client", 12 *Criminal Law Forum: An International Journal*, pp. 487-507 (2001).

"Genocidal Conflict and the International Criminal Tribunal for Rwanda", *Netherlands International Law Review*, pp. 31-65 (2001).

"Minimum Sentences and their Effect on Judicial Discretion", 31 *Crime, Law and Social Change: An International Journal*, pp. 363-384 (1999).

"Crime Prevention in Southern Africa: A Legal Perspective", 32 *The Comparative and International Law Journal of Southern Africa*, pp. 247-265 (1999).

"The International Criminal Court: Jurisdictional and Related Issues", 10 *Criminal Law Forum: an International Journal*, pp. 87-120 (1999).

"Police Informers and Agents Provocateurs: Accomplices or Handmaidens of the Law? Perspectives from the Courts of Eastern and Southern Africa", 9 *Criminal Law Forum: an International Journal*, pp. 151-169 (1998/99).

"Indigenous Justice Systems: An Eastern African Perspective", 24 *Indian Socio-Legal Journal*, pp. 23-30 (1998).

"When Crime Crosses Borders: A Southern African Perspective", 41 *Journal of African Law*, pp. 192-200 (1997) (University of London).

"Witchcraft as a Criminal Defence, From Uganda to Canada and Back", *Manitoba Law Journal*, pp. 38-59 (1996) (University of Manitoba).

"Rules of Procedure and Evidence of the International Tribunal for the former Yugoslavia", 5 *Criminal Law Forum: an International Journal*, pp. 507-555 (1994). Reprinted as a chapter in Roger Clark and Madeleine Sann (eds.), *The Prosecution of International Crimes* (Transaction Publishers, Rutgers — The State University of New Jersey, New Brunswick, N.J., 1996), pp. 293-341.

"Victims of Abuse of Power, with Special Reference to Africa", 28 *University of British Columbia Law Review*, pp. 171-192 (1994). Reprinted in 60 *The Review of the International Commission of Jurists*, pp. 199-219 (1998).

"The Poisoned Tree: Responses to Involuntary Confessions in Criminal Proceedings in Botswana, Zambia, and Uganda", 5 *African Journal of International & Comparative Law*, pp. 609-633 (1993) (London). Reprinted as a chapter in M. Cherif Bassiouni and Ziyad Motala (eds.), *The Protection of Human Rights in African Criminal Proceedings* (Martinus Nijhoff Publishers, Dordrecht, The Netherlands, 1995), [pp. 83-102].

"The Police, Human Rights, and the Constitution: An African Perspective", 15 *Human Rights Quarterly*, pp. 465-484 (1993) (Johns Hopkins University Press). This article was abstracted in the 1994 *International Political Science Abstracts* (Paris, France).

"Religious Liberty and the Law in Botswana Today", 34 *Journal of Church and State*, pp. 843-862 (1992) (Baylor University).

"La religion et la Loi au Botswana aujourd'hui", 43 *Conscience et Liberté*, pp. 89-93 (1992) (Bern, Switzerland).

"Extenuating Circumstances in Capital Offences in Botswana", 2 *Criminal Law Forum: an International Journal*, pp. 235-268 (1991).

"Compensating the Victims of Crime in Botswana", 33 *Journal of African Law*, pp. 157-171 (1989) (University of London).

"The Right to Legal Representation in Botswana" (1988), *Israel Yearbook on Human Rights*, pp. 211-227 (Tel-Aviv University).

"Religion, the Law and the State in Africa", 28 *Journal of Church and State*, pp. 268-287 (1986) (Baylor University).

"The Right to Return Home in International Law", 21 *Indian Journal of International Law*, pp. 335-351 (1981).

"The Nature and Function of Marriage Gifts in Customary African Marriages", 23 *American Journal of Comparative Law*, pp. 682-704 (1975) (University of California).

"The Consul as a Defendant: His Amenability to the Jurisdiction of the Receiving State", 15 *Indian Journal of International Law*, pp. 333-350 (1975).

"The International Court, Impartiality and Judges Ad Hoc", 13 *Indian Journal of International Law*, pp. 207-230 (1973). [This article was included in J. C. Merrills, *A Current Bibliography of International Law* (Butterworths, London, 1978), p. 188.]

"The Tanzania Nationalisation Laws", 3 *Eastern African Law Review*, pp. 1-23 (1970) (The University of Dar es Salaam).

*A selection of other papers*

"Treatment of Prisoners and the International Law of Human Rights", paper presented at the Seminar for Heads of Penitentiary Institutions of African Countries, Harare, Zimbabwe, 23 February-5 March 1988.

"The Death Penalty in Botswana", a paper presented at the "Reform of the Criminal Law" Conference, Inns of Court, London, 26-29 July 1987. Cited by Roger Hood in *The Death Penalty* (Oxford University Press, Oxford, 1989).

"The Prisoner and Human Rights", in Frimpong, K. (ed.), *The Law, The Convict And The Prisons* (Mimeograph), University of Botswana, Gaborone, 1987, pp. 210-224.

"Capital Punishment in Botswana" with M. J. A. Glickman in United Nations, *Crime and Criminal Justice Newsletter*, 12 and 13 (November 1986), p. 51.

"A Magna Carta for Victims of Crime", in *Departmental Seminar Papers*, Vol. I (1985/86).

"Christianity and Human Rights", a paper presented at a Workshop organized by the Department of Theology and Religious Studies (University of Botswana, 1985).

"Group Victims of Crime and Other Illegal Acts Linked to the Abuse of Public Power with Special Reference to Africa" (paper prepared for the Crime Prevention and Criminal Justice Branch of the United Nations Centre for Social Development and Humanitarian Affairs, New York, 1983). Cited in the *Working Paper Prepared by the United Nations Secretariat* for the 7th United Nations Congress on the Prevention of Crime and the Treatment of Offenders, Milan, Italy (A/CONF.121/6, 1 August 1985).

"The Church in an Emerging Legal System: The Case of Uganda", a paper presented at the International Christian Lawyers' Conference, Geneva, Switzerland, 1981.

"Torture: A Crime Against Human Dignity", an article published in *The Exposure* magazine (Kampala, Uganda, 1980).

*Forthcoming publications*

"Defining the Crime of Aggression: An Important Agenda Item for the Assembly of States Parties to the Rome Statute of the International Criminal Court". [The article will appear in a 2003 special issue of *Acta Juridica Journal* — University of Cape Town].

"Preliminary Matters: Jurisdiction", in Andre Klip and Goran Sluiter (eds.), *Annotated Cases of International Criminal Tribunals*, Vol. VI (Intersentia, Antwerp, The Netherlands, 2003).

"The Abuse of Process Doctrine and Human Rights in the Administration of Criminal Justice in Southern Africa".

With Zein Kebonang, "The SADC Draft Treaty on Corruption: The Region's Response to an ever-escalating Scourge".

With Dr. Kholisani Solo, *Legal Ethics in Botswana: Cases and Materials*.

With Prof. Mpho G. Molomo, "Land in International Relations: the *Sedudu Case* (Botswana v. Namibia)."

**Awards**

| | |
|---|---|
| 1996 | Awarded a medal by the International Society for the Reform of Criminal Law, at Vancouver, Canada, in recognition of his contribution to International Human Rights and to Criminal Law Reform. |
| 1995 | Visiting Scholar, Max-Planck Institute for Foreign and International Criminal Law, Freiburg, Germany. |
| 1982 | Fellow, Institute of International Law and International Relations Research, Hague Academy of International Law, The Hague, Netherlands. |

## Seon Ki Park (Republic of Korea)

Date of birth: 14 March 1954.

**Education**

| | |
|---|---|
| August 1984-May 1986: | The George Washington University Law School<br>George Washington University, Washington, D.C.<br>Master of Comparative Law (American Practice), 1986. |
| March 1977-February 1979: | Graduate School of Law<br>Kyungpook National University, Taegu, Korea<br>Specialization in Civil Law, 1979. |
| March 1974-February 1977: | College of Law<br>Kyungpook National University, LL.B., 1977. |

**Experience**

*Military*

| | |
|---|---|
| April 1998-December 1999 | General Counsel, Office of the General, Ministry of National Defense |

Commanding officer for all military judges, prosecutors and other judge advocates in the Republic of Korea Army, Air Force and Navy; head administrator of the Korean Military Judiciary and Military Prosecutor's Office; chairman of the government compensation panel, personnel claims review committee, administrative claims committee, and a joint investigation team regarding conscription-related corruption; head legal representative of the Government in military claims and affairs; legal adviser to the Minister of National Defense in areas relating to military-national defense law as well as in major bilateral and multilateral agreements relating to military cooperation and national procurement. Promoted to rank of Major General in April 1999.

| | |
|---|---|
| April 1996-April 1998 | The Judge Advocate General (TJAG) of the Republic of Korea Army, Republic of Korea Army Headquarters |

Commanding officer for all military judges, prosecutors and other judge advocates in the Republic of Korea Army; head administrator of the Republic of Korea Army's Military Courts and Prosecutor's Offices; legal adviser to the Army Chief of Staff in all aspects of legal affairs, including claims against the Army, procurement and operations law. Promoted to rank of Brigadier General in July 1996.

| | |
|---|---|
| November 1993-October 1995 | Staff Judge Advocate (SJA), Third Republic of Korea Army |

Member of personal staff to the Commander of the Third Republic of Korea Army; advised the Commander on areas of military and civil law in diverse matters including operations law, military-civilian relations, and military prosecution.

July 1991-November 1993 — Chief Legal Affairs Division, Office of the General Counsel, Ministry of National Defense

Reviewed and proposed major revisions to corpus of military law; provided requests relating to military law from the National Assembly and the general public; head administrative officer for the training and recruitment of all judge advocates of all three services. Promoted to rank of Colonel, December 1991.

January 1989-March 1990 — Chief of Legal Support Section, Office of TJAG, Republic of Korea Army Headquarters

Reviewed and implemented major revisions to military law; provided responses to requests relating to analysis and interpretation of military law; provided review of major domestic and international agreements to which the Republic of Korea Army is a party; provided legal advice to all field armies, other units of the Army, all servicemen and civilian employees of the Republic of Korea Army.

March 1990-July 1991 — SJA, Republic of Korea Army Capital Defense Command

Member of personal staff to the Commander of the Republic of Korea Army Capital Defense Command; advised the Commander on areas of military, and civil law in diverse matters including operations law, military-civilian relations, and military prosecution.

August 1986-February 1988 — SJA, United States Forces Korea-Republic of Korea Combined Forces Command

Member of personal staff to the Combined Forces Commander, advised the Commander on areas of military and civil law in diverse matters including operations law, military-civilian relations, and military prosecution. Promoted to rank of Lieutenant Colonel, December 1987.

*Lawyer*

Member of Legal Advisory Group, Ministry of National Defense.

Legal adviser of Military Fund.

Legal counsel of Dongbu Fire and Car Insurance, Ltd.

Legal counsel of Korea Aerospace Industries, Ltd.

Member of Seoul Bar Education Committee.

Member of Seoul Bar International Committee.

Legal counsel of United States military personnel in Korea.

*Other experience*

March 1988-January 1989 — Arnold & Porter, Washington, D.C.

Intern practice, Government Contracting Department.

**Licences**

Licensed to Practice Law in the Republic of Korea, December 1980.

Licensed to Practice Law in the State of Pennsylvania, 1986 Pennsylvania Bar Exam.

**Awards**

Order of Merit awarded by the Army Chief of Staff, awarded in 1989.

Order of Merit awarded by the Minister of National Defense, awarded in 1992.

Order of Merit awarded by the President of the Republic of Korea, awarded in 1993.

Chunsu Decoration awarded by the Government of the Republic of Korea, awarded in 1997.

**Courses and seminars**

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|---|---|
| Development of Civil Law, three-month course at Seoul National University. | Seoul, Korea |
| Insurance Law Practitioners Workshop, three-month course at Seoul National University. | Seoul, Korea |
| International Humanitarian Law, two-week seminar, International Red Cross, 1995. | San Remo, Italy |
| Legal Aspects of United Nations Peacekeeping Operations, ten-day seminar. | New York, U.S. |
| Legal Committee of the United Nations General Assembly, 1993. | New York, U.S. |

**Major reports**

"Review of Political Asylum and International Disputes Involving the Army, Air Force and Navy". (1992, Military Law Review)

"Review of United Nations Peace-Keeping Operations". (1994, Military Law Review)

"Review of the Proposed International Criminal Court". (1995, Military Law Research)

"Problems of Domestic Implementation of International Humanitarian Law". (1996, Military Law Research)

## Tatiana Răducanu (Republic of Moldova)

Date and place of birth: 17 August 1955, Orhei, Republic of Moldova.

**Education**

| | |
|---|---|
| 1972-1977 | State University of the Republic of Moldova, Law Faculty, Excellent. |

**Professional experience**

| | |
|---|---|
| 1977-1988 | Lawyer, Corporation "Meson", Chişnău; |
| 1988-1996 | Judge, Court of Law, Râscani district, Chişinău; |
| 1996-present | Judge, Court of Appeal of the Republic of Moldova. |

**Extrajudicial activity**

| | |
|---|---|
| 1977 | Academic Stage on Human Rights Law, Institute of European Law, University of Birmingham, United Kingdom; |
| 1977 | Academic practice, The British Institute of International and comparative Law; |
| 1998-1999 | National Expert on Human Rights, Series of seminars on the application of the European Convention on Human Rights by the Judges, Prosecutors and Lawyers; |
| 2000 | 44th Session of the United Nations Commission on the Status of Women and Preparatory Committee of the General Assembly Special Session for Beijing Plus Five, New York. A preparatory Forum for the United Nations Beijing Plus Five Review. Manila, Philippines; |
| 2001 | Reports, South-Eastern European Legal Initiative UNIFEM, New York, USA; Zagreb, Croatia; |
| 2002 | Member of the European Committee for the Prevention of Torture and Inhuman or Degrading Treatment or Punishment. |

## Mparany Mamy Richard Rajohnson (Madagascar)

Date and place of birth: 30 July 1948, Antananarivo.

Present rank and position: Magistrate, grade 1, General Secretary of the Ministry of Justice.

Degrees obtained: *Baccalauréat*, secondary level, series A.

*Licence* (bachelor's degree) in private law.

*Diplôme* (postgraduate degree), Judicial Studies Institute.

Date of entry into the magistrature: 19 July 1978.

**Positions held**

| | |
|---|---|
| August 1978-May 1979 | Judge and examining magistrate of the Mananjary Division. |
| June 1979-May 1986 | Senior deputy procurator of the Court of First Instance of Antsirabe. |
| June 1986-September 1990 | Judge and examining magistrate of the Court of First Instance of Antsirabe. |
| October 1993-December 1996 | Chief of the Criminal Affairs Service of the Ministry of Justice. |
| January-August 1997 | Senior examining magistrate of the Court of First Instance of Antananarivo. |
| August 1997-October 2002 | Director of Judicial District Operations Oversight in the Ministry of Justice. |
| November 2002-present | General Secretary of the Ministry of Justice. |

**Other professional experience**

| | |
|---|---|
| October 1992-October 1998 | Associate inspector of disputed claims at the office of Assurance Ny Havana. |
| 24 July 1997-present | Instructor of magistrates in training at the National School for Magistrates and Clerks of the Court at Antananarivo. |

**Participation in professional training sessions and seminars**

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|---|---|
| 30 September-10 October 1993 | Co-director together with Mr. Gilbert Cousteaux, former judge of the Indictment Division of the Court of Appeal of Toulouse, former lecturer at the French National School for Magistrates (Ecole Nationale de la Magistrature) and inspector of the French General Inspectorate of Judicial Services, of a continuing education session for Madagascar magistrates on preliminary examination and the indictment division. |

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|---|---|
| 1999-2000 | Co-director with Mr. Romain Ramanandraibe, General Director of Studies and Reforms in the Ministry of Justice, of seven continuing education sessions for magistrates in all provinces on pre-trial detention and the application of Act No. 97-037 of 30 October 1997. |
| 1999-2000 | Chairman of the panel of judges of final examinations, and aptitude and placement tests of magistrates in training at the National School for Magistrates and Clerks of the Court, for the classes of 1997 and 1998, sessions of October 1999 and October 2000. |
| 12-16 September 1994 | Seminar of the International Development Law Institute (IDLI) on commercial law arbitration and conciliation methods held in Mantasoa-Antananarivo. |
| 21-23 October 1996 | International symposium on economic and financial crime held in Antananarivo. |
| 2-20 June 1997 | Training session for instructors of magistrates at the French National School for Magistrates in Bordeaux. |
| 4-6 February 1998 | Participated in the national conference on a strategy for enhancing the adjudicatory function. |
| 9-13 November 1998 | Participated in the training session on inspection at the National School for Magistrates and Clerks of the Court directed by Mr. Geronimi, advocate-general of the French Court of Cassation and former General Inspector of Judicial Services of France, by giving a presentation on the topic of investigative and inspection missions by the Oversight Office, with emphasis on objectives, initiation of the procedure, and techniques and tools. |
| 5-7 May 1999 | IDLI seminar on judicial control of corruption held in Antananarivo. |
| 25-26 October 1999 | Seminar on ethics and the professional obligations of magistrates at the National School for Magistrates and Clerks of the Court directed by Mr. Jonah Rahetlah, procurator-general of the Supreme Court, and Mr. Satas Denis, magistrate and lecturer at the French National School for Magistrates. |
| 1-7 January 2000 | National continuing education session for magistrates at the National School for Magistrates and Clerks of the Court on administration of judicial districts. |

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|---|---|
| 20 March-7 April 2000 | Seminar on the evaluation of judicial district operations and on inspection, held under the auspices of the General Inspectorate of Judicial Services of France at the National School for Magistrates in Paris. |
| 19 March 2001 | National continuing education session for magistrates on the topic of training for arbitration, held at Antananarivo in collaboration with the Ard/Chechi and Jureco law firms. |
| 17 February 2001 | Presentation at the debate organized by Transparency International, the Friedrich Elbert Foundation and the Association of Law Students of Madagascar on the topic of actions to be taken against corruption and the main targets of reform in terms of legislation and machinery. |
| 17-19 December 2001 | Participated in the continuing education session for magistrates on the Cassation Chamber of the Supreme Court and cassation procedure, held at the National School for Magistrates and Clerks of the Court. |

**Honours**

Knight of the Malagasy National Order.

Knight of the Order of Merit of Madagascar.

## Emile Francis Short (Ghana)

Date of birth: 6 February 1943.

**Current position**

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|---|---|
| 1993-present | Chairperson, Commission on Human Rights and Administrative Justice. |

**Education**

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|---|---|
| 1967 | Masters Degree in Law (LL.M.), London School of Economics and Political Science, University of London, England. |
| 1966 | Bachelor's Degree in Law (LL.B. Honors), University of London, England. |

**Refresher courses**

| | |
|---|---|
| 2000 | Course on Arbitration, Amsterdam. |
| | Course on judicial writing and adjudication, Nova Scotia, Canada. |
| 1999 | World Bank Institute Pilot Course — Controlling Corruption: Towards an Integrated Strategy, Washington, D.C. |
| 1997 | "Corruption Prevention, Control and Improved Management", Washington Management Institute, Washington, D.C. |
| 1995 | "Preventing Fraud and Corruption", RIPA International, London. |
| | "Human Rights Education and Training", Commonwealth Secretariat, London. |
| 1994 | "Certificate in Human Rights Training Program", Canadian Human Rights Foundation, Montreal, Quebec, Canada. |

**Professional qualification**

| | |
|---|---|
| 1996 | Barrister-At-Law, Lincoln's Inn, London. |

**Professional experience**

*Current position*

| | |
|---|---|
| 1993-present | Chairperson, Commission on Human Rights and Administrative Justice (Ghana). Major responsibilities include: |
| | Supervising the establishment and operation of administrative structures for this new constitutional and statutory human rights Agency. |
| | Negotiating with government and international donors for resources to establish and operate the Agency. |
| | Supervising the recruitment of Agency staff. |

Designing, developing and implementing the complaints-processing mechanism for the Agency.

Adjudicating complaints of human rights violations and administrative injustice by conducting quasi-judicial hearings.

Writing judicial decisions based on evidence and applicable law.

Vetting judicial decisions written by subordinate staff for accuracy and quality of content.

Resolving complaints by use of alternate dispute resolution techniques.

Designing, developing and implementing educational programmes to raise public awareness and understanding of human rights and the complaint process.

Supervising the preparation and publication of the Agency's annual reports, educational materials and special thematic reports.

Participating regularly as resource person in workshops, conferences and seminars organized and conducted by the Agency for specific target groups such as the police, the judiciary, youth, women's organizations, political and public officers, religious bodies and the general public.

Identifying and allocating responsibilities to subordinate staff of the Agency.

Initiating and directing research into topical and pressing human rights issues.

Leading a national cultural review programme to eradicate degrading and dehumanizing cultural practices.

Directing, supervising and occasionally participating in annual inspections of conditions in Ghana's prisons, prison camps and police cells.

Drawing Government's attention to systemic human rights abuses and calling for remedial action via legislation and administrative policy changes.

Assisting the Ghana Ministry of Foreign Affairs to comply with its reporting obligations to the United Nations in respect of United Nations Conventions and Treaties.

**Major achievements**

Widespread recognition of assertion of political independence and impartiality of Agency.

Successful sourcing of funds from international donors to enhance independence of Agency.

Contributed significantly to release of women held in customary bondage through human rights education and advocacy.

Developed and in the process of implementing programme for release and humane treatment of suspected witches.

Deconfiscation of assets confiscated during era of military administration.

Lead role in national anti-corruption crusade.

**Consultancies**

Served as consultant for Carter Center, United States of America, for the consolidation of the Human Rights Commission in Liberia, 13-14 March 1998.

Served as consultant for the Commonwealth Secretariat, London, at capacity-building workshop organized for Ugandan Human Rights Commission, 3-8 November 1997, Cameroon Human Rights Commission.

Served as resource person at various national and international workshops, seminars and conferences.

**Previous professional experience**

| | |
|---|---|
| 1974-1993 | Head of legal firm, Max-Idan Chambers, Cape Coast, Ghana. |
| | Active Private Practice in: Commercial Litigation, Conveyance, Criminal Work, Insurance, Estate and Land Matters, and Civil Appeals. |
| 1977-1984, 1992-1993 | Part-time Lecturer in Law, Department of Business Studies, University of Cape Coast, Ghana. |
| | Instructed undergraduate students in Business and Commercial Law. |
| 1971-1973 | Contributing Editor, Lawyers Co-operative Publishing Company, Rochester, New York. |
| | Conducted extensive research into state and federal judicial decisions on a wide range of legal topics. |
| | Analysed research data and prepared annotated articles on various themes for publication in a leading law practitioners' journal, American Law Reports Annotated Third Series (ALR 3d) (See Annexed List of Publications). |
| 1970 | Legal Officer, New York State Department of Environmental Study, Albany, New York. |
| | Drafting and enforcement of environmental protection regulations, legislation and enforcement. |
| 1968 | Crown Counsel, Sierra Leone Government Law Office. |
| | Provided advisory opinions on pending Criminal cases and conducted Criminal prosecutions. |

| | |
|---|---|
| 1967-1968 | Lecturer in Law, Middlesex Polytechnic, London. |
| | Responsibility for lectures and tutorials to students taking Higher National Diploma and Higher National Certificate Courses. |

**Extramural activities and appointments**

| | |
|---|---|
| 1998 | President, African Ombudsman Centre, Tanzania. |
| 1996 | Member, National Overview Committee of National Institutional Renewal Program. |
| 1994 | Member — Board of Governors of Ghana Legal Literacy and Resource Foundation, Accra, Ghana. |
| 1993 | Chairman, Central Region Bar Association, Human Rights Committee. |
| 1992 | Member, Committee of Legal Literacy Programme of the Ghana Bar Association. |
| 1990 | Vice-President, Central Region Bar Association, Cape Coast, Ghana. |
| 1991 | Chairman, Disciplinary Committee, Central Regional Football Association (Sports Council, Cape Coast). |
| 1990 | Chairman (Selection Committee), Central Region, Region Legal Aid Board. |
| 1979 | Member, Ghana Law Reform Commission, Accra. |
| 1976-1978 | Member, Supreme Court Rules Committee. |

**Publications**

*American Law Reports — Annotated Series 1971-1973*

"Breaking and Entering of inner door as Burglary", 43 American Law Reports 3d, p. 1147.

"What are appurtenant private structures within provisions of Insurance Policy expressly extending coverage to such structures?", 43 American Law Reports 3d.

"Effect upon testamentary nature of document of expression therein of intention to make formal Will, further disposition of property or the like", 46 American Law Reports 3d, p. 938.

"Lawfulness of inventory search of motor vehicle impounded by the police", 48 American Law Reports 3d, p. 685.

"What constitutes residence or domicile within state by citizen of another country for purpose of jurisdiction in divorce", 51 American Law Reports 3d, p. 223.

"Retrospective increase in allowance for alimony, separate maintenance or support", 52 American Law Reports 3d, p. 156.

"Parent's desertion, abandonment or failure to support minor child as affecting right or measure of recovery for wrongful death of child", 53 American Law Reports 3d, p. 566.

"Permitting unlawful use of narcotics in private home as criminal offence", 53 American Law Reports 3d, p. 566.

"Revocation of nurse's licence to practise profession", 55 American Law Reports 3d, p. 1141.

"Probate of copy of last will as precluding later contest of will under doctrine of Res Judicata", 55 American Law Reports 3d, p. 755.

"Conviction of possession of illicit drugs found in premises of which defendant was in non-exclusive possession", 56 American Law Reports 3d, p. 948.

"Conviction of possession of illicit drugs found in automobile of which defendant was not sole occupant", 57 American Law Reports 3d, p. 1319.

**Conferences attended**

Workshop of National Institutions for the Protection and Promotion of Human Rights, Tunis, 13-17 December 1993.

Conference of the Child and the Family, Victoria, Canada, 18-23 June 1994.

Canadian Human Rights Foundation Summer Course, Montreal, Canada, 10-29 July 1994.

Bill of Rights Conference, Zimbabwe, 5-10 December 1994.

One day meeting of Europe/African National Ombudsmen, Paris, France, 17 March 1995.

Inaugural Conference of the Commonwealth Association for Public Administration and Management (CAPAM), Prince Edward Island, Canada, 28-31 August 1994.

First Tri-Continental Conference of Institutions for the protection and promotion of Human Rights, Santa Cruz de la Palm, Canary Islands, 7-9 September 1995.

Commonwealth Conference on Human Rights Education and Training, Christ Church, Oxford, 11-14 September 1995.

Conference of National Institutions for the promotional protection of Human Rights in the African Region, Yaoundé, Cameroon, 5-7 February 1996.

Eleventh Commonwealth Law Association Conference — Vancouver, Canada, 25-29 August 1996.

Commonwealth Association for Public Administration and Management (CAPAM), Malta, 21-24 April 1996.

One-week attachment at The Independent Commission against Corruption (ICAC), Hong Kong, 31 May-9 June 1996.

International Institute of Administrative Sciences Conference, Brussels, Belgium, 14-17 March 1997.

Pan Commonwealth Seminar — Democratic Structures in Public Service Improvement — Pretoria, South Africa, 23-25 April 1997. Presented Paper on

"Democratic Accountability — Human Rights and Administrative Justice in Ghana".

Washington International Institute Program, Training Program on Corruption Prevention, Control and Improved Management, Washington, D.C., USA, 26-30 May 1997.

The African Society of International and Comparative Law, Ninth Annual Conference, Abidjan, Côte d'Ivoire, 4-6 August 1997. Presented paper on "The Role of the Commission on Human Rights and Administrative Justice in Ghana".

Commonwealth Human Rights Initiative/IPPR Workshop on Commonwealth National Human Rights Institutions "Promoting Good Practice", 1997. Presented a Paper on "The Role of the Ghana Human Rights Commission in Preventing Unlawful Detention, Torture and Degrading Treatment".

African Regional Seminar on "Economic, Social and Cultural Rights", Abidjan, Côte d'Ivoire, 9-12 March 1998.

Human Rights: Their Protection at a National Level, 10-16 May 1998, Belfast, Northern Ireland.

Three-day Consultative Meeting for the Establishment of An Independent Human Rights Commission in Liberia, 13-15 March 1998.

West African Human Rights Forum — Dakar, Senegal, 15-19 April 1998. Presented a Paper on "The Role of Ghana's Commission on Human Rights and Administrative Justice".

Second Conference of African National Institutions, Durban, South Africa, 1-3 July 1998.

International Conference for the Establishment of a National Commission for the Protection of Human Rights and an Ombudsman, 1998. Presented a paper on "Ghana's Human Rights Commission".

National Integrity Workshop, Accra, Ghana, 20-21 October 1998.

Workshop on "United Nations High Commissioner for Refugees and Human Rights in the African Context", Dakar, 3-4 December 1998. Presented paper on "Human Rights and Refugee Protection".

Commonwealth Convention on Advancing Economic, Social and Cultural Rights, Accra, Ghana, 7-10 December 1998. Presented 2 Papers, "The Relevance of Human Rights Education" and "Awareness Raising through Education and Making Information Accessible, with special emphasis on Economic, Social and Cultural Rights".

The Commonwealth Advocacy for Human Rights, Peace and Good Governance in Africa, 21-24 January 1999, Harare.

Global Coalition for Africa, Anti-Corruption Meeting, Washington, D.C., 24-26 February 1999.

Al Gore's Forum on Fighting Corruption, Washington, D.C., 24-26 February 1999.

Fighting Corruption into the 21st Century (ICAC Silver Jubilee Conference), 22-24 March 1999.

Twenty-fifth Ordinary Session — African Commission on Human and People Rights, 26 April-5 May 1999, Bujumbura, Burundi.

Institute of Commonwealth Studies Fiftieth Anniversary Conference — Cultures of democracy: a Commonwealth Perspective, 22-23 June 1999, United Kingdom.

Special OAU/UNHCR meeting of the Government and Non-Governmental Technical Experts on the Thirtieth Anniversary of 1969 OAU Refugees Convention, Conakry, Guinea, 27-29 March 2000.

Fifth International Workshop of National Institutions for the Promotion of Human Rights, Rabat, Morocco, 13-15 April 2000.

International Co-ordinating Committee of National Institutions for the Promotion and Protection of Human Rights, Geneva, 17-19 April 2000.

Canadian Institute for the Administration of Justice —

- Course on Decision Writing
- Hearing Process
- Tribunal Governance

Halifax, Canada, 24-26 May 2000.

Commonwealth Conference for National Human Rights Institution, Sidney, Sussex College, Cambridge, U.K., 3-6 July 2000.

Africa Launch of *Human Development Report 2000* and Workshop on African Human Rights, Bamako, Mali, 10-15 July 2000.

Conference of the International Institute for Public Ethics, Ottawa, Canada, and Transparency International Anti-Corruption agenda in the new decade, 24-30 September 2000, Ottawa, Canada.

Seventh International Ombudsman Institute Conference, Durban, South Africa, and a Visit to the Ombudsman Office, Namibia (Training of Staff in Investigative Procedures), 30 October-2 November 2000.

Consultative Workshop on the Establishment of the Sierra Leone Human Rights Commission, 15-16 December 2000, Sierra Leone.

**Professional affiliations**

Ghana Bar Association.

## Bert Swart (Netherlands)

Date and place of birth: 9 March 1941. Heerhugowaard, the Netherlands.

**Education**

| | |
|---|---|
| 1959-1964 | Legal Education, University of Nijmegen, the Netherlands. |
| 1964-1965 | Legal Education, University of Poitiers, France. |

**Languages**

English, French and German: fluent.

Spanish: basic.

**Present positions**

| | |
|---|---|
| 1996- | Judge of the Criminal Division, Amsterdam Court of Appeal. |
| 1996- | University of Amsterdam, Professor of international criminal law (Van Hamel Chair). |
| 1994- | Member of the Royal Netherlands Academy of the Arts and Sciences. |
| 1999- | Member of the Conseil de Direction of the Association Internationale de Droit Pénal. |
| 2001 | Elected ad litem judge in the International Criminal Tribunal for the former Yugoslavia. |

**Previous positions**

| | |
|---|---|
| 1965-1972 | Assistant Professor of Criminal Law, University of Amsterdam. |
| 1972-1980 | Associate Professor of Criminal Law, University of Amsterdam. |
| 1980-1996 | Professor of Criminal Law and Criminal Procedure, University of Utrecht. |
| 1988-1996 | Part-time Judge of the Court of Appeal, Arnhem. |
| 1992-1997 | Member of the Committee on Extradition and Human Rights of the International Law Association. |
| 1999 | President, Fourth Section of the XVIth International Congress of the Association Internationale de Droit Pénal (Budapest). |
| 1991- | Member of various committees advising the Netherlands Government (with regard to the ILC Draft Code of Crimes against the Peace and Security of Mankind, the ILC Draft Statute for an International Criminal Court, the preparation of the Rome Statute of the International Criminal Court, the preparation of Netherlands legislation implementing the Rome Statute). |
| 1994-1995 | Participant in the Siracusa Conference (Italy), where the Siracusa Draft Statute for an International Criminal Court was prepared. |

**International Guest Lectures**

Aberysthwyth (United Kingdom, Antwerp (Belgium), Bremen (Germany), Cape Town (South Africa), Freiburg im Breisgau (Germany), Ghent (Belgium), London, and Lodz (Poland).

**Publications**

Books and monographs in the Dutch language include:

*Politiek delikt en asiel* (Political offences and asylum) (1973), 60 pp.

*De toelating en uitzetting van vreemdelingen* (The admission and expulsion of aliens) (1978), 578 pp.

*De rechten van de mens in het uitleveringsrecht* (Human rights and extradition law) (1982), 62 pp.

*Nederlands uitleveringsrecht* (Netherlands extradition law) (1986), 601 pp.

*De berechting van internationale misdrijven* (The adjudication of international crimes) (1996), 52 pp.

*Een ware Europese rechtsruimte* (A true European legal area) (2001), 34 pp.

Publications in other languages include the following edited books:

*Criminal Justice in Europe: A Comparative Study* (with Phil Fennell, Christopher Harding and Nico Jörg). (Oxford, Clarendon Press, 1995), 404 pp.

*Enforcing European Community Rules; Criminal Proceedings, Administrative Procedures and Harmonization* (with Christopher Harding) (Aldershot, Dartmouth Publishers, 1996), 214 pp.

*International Criminal Law in the Netherlands* (with André Klip), (Freiburg im Breisgau, Max-Planck-Institut für ausländisches und internationales Strafrecht, 1997), 431.

## Xenofon Ulianovschi (Republic of Moldova)

Date of birth: 28 February 1958.

**Education and academic qualifications**

| | |
|---|---|
| 1975-1980 | The State University, Chisinau, Republic of Moldova, Law Department. |
| 1993-1998 | Doctor's Degree instruction by correspondence, Law Department, "Babes-Bolyai" University, Cluj-Napoca, Romania. |
| June 1998 | Doctor of Law Degree. Thesis for Doctor's Degree: "Criminal Complicity". |
| February 1999 | Raoul Wallenberg Institute of Human Rights and Humanitarian Law, Lund University, Sweden. Advanced International Training Programme. |
| February 2001 | Associate Professor, Law Department, International Independent University of Moldova (IIUM). |

**Professional experience**

| | |
|---|---|
| 1980-1986 | History and Law Lecturer, Deputy Director of Education Activity. Vocational Technical School No. 2, Chisinau, Republic of Moldova. |
| 1986-1991 | Judge, Deputy Chief of the Tiraspol Court of Justice. |
| 1991-1992 | Judge, Buiucani District Court of Justice, Chisinau, Republic of Moldova. |
| 1992-2002 | Judge, Deputy Chief, Military Court of Justice, Chisinau. |
| April 1999 | Conferred the 1st qualification degree (the highest qualification degree for judges). |
| Since January 2002 | Judge, Military Court of Justice, Chisinau dealing with settlement of criminal cases related to military crimes and other crimes committed by servicemen of any rank (except generals). |

**Other national activities**

| | |
|---|---|
| 1991-1995 | Senior Lecturer, Law Department, State University of Moldova, Chisinau. |
| 1995-1996 | Senior Lecturer, Police Academy of MIA, Republic of Moldova. |
| 1996-2001 | Senior Lecturer, Law Department, IIUM. |
| 2000 | Member of a specialized working group. Carried out an expertise of the Draft Criminal Code. |

February 2001 — Associate Professor, Law Department, IIUM. Disciplines: Criminal Law, General and Special Parts, Criminal Procedure Law.

**Collaboration with international organizations**

- **United Nations High Commissioner for Refugees (UNHCR)**. Member of the "Working Group for Editing and Elaboration of the Draft Law on Refugees' Status". Elaborated a report on the national legislation compatibility with the international one on refugees matter. As UNHCR expert, presented, alongside with judges, prosecutors, deputies and frontier guards, reports and lectures on the term of refugee, principles of application of the Convention on Refugees' Status of 1951 and Additional Protocol of 1967 at over 10 seminars and conferences in the Republic of Moldova, Romania, Czech Republic, Germany organized by UNHCR Moldova Office.

- **Council of Europe and European Commission**. Joint Programme between the European Commission and the Council of Europe on the Fight against Corruption and Organized Crime in States in Transition, Octopus II Programme:

– Seminar on cooperation with criminal justice agencies and protection of vulnerable targets including witnesses dated 29 September-1 October 1999 in Bratislava, Slovak Republic and dated 12-20 February 2000 in Aschersleben, Germany. During the aforementioned seminars, as a member of the Republic of Moldova delegation, took part in the formulation of recommendations for countries — members of the Council of Europe on measures of protection of people collaborating with justice.

– In 1997, within a working group and in line with the Government Decree No. 210 dated 5 May 1997 performed the verification of the Republic of Moldova's legislation compatibility with European Convention for Human Rights (ECHR). Prepared reports on the national legislation compatibility with Art. 5 of the ECHR (right for freedom), Art. 6 — right for a just trial, Art. 8 — right for personal life and Additional Protocol 7 — right for appeal etc.

– On 2-5 July 1997, within the examination of compatibility of the Republic of Moldova's legislation with the European Convention for Human Rights, visited the Ministry of Justice and the Ministry of Foreign Affairs of Paris.

- **Constitutional and Legal Policy Institute (COLPI), Budapest**. Acted as an expert within this Institute in the Programme of Democratization of Armed Forces. Within the subject Programme performed:

– A detailed 250-page study of military legislation of all the CIS-member and Baltic States and its compatibility with the Universal Declaration of Human Rights, the 2 Pacts as of 1966 and the European Convention for Human Rights.

– A training for trainers programme on military justice in CIS and Baltic States.

– Elaborated 4 lectures (160 pages) for training seminars on military justice in CIS and Baltic States with topics:

– International Criminal Law. Subjects of Crime in International Criminal Law. Obligations and Responsibilities of Military Personnel under International

Criminal Law. The Main Institutions of International Military Justice: International Criminal Tribunals and International Criminal Court.

- Aspects of Conscripts Rights in the Context of European Convention for the Protection of Human Rights.

- Concepts and Components of Disciplinary Violations and Military Offences.

- National Models of Military Adjudication in the CIS and Baltic States. Basic Principles of Adjudication and the Independence of the Judiciary.

- Within the subject programme gave lectures at the seminars for trainers on military justice in Latvia, Armenia, Azerbaijan, Georgia, Kazakhstan, Moldova.

- Organized in the Republic of Moldova a Centre for Refugees' and Servicemen's Rights Protection.

• **Helsinki Committee for Human Rights of the Republic of Moldova**. Collaborated as an expert with the Committee since 1997. Prepared many reports on violation of human rights in Transnistrian region of the Republic of Moldova, Armed Forces and penitentiaries of the Republic of Moldova with regard to access to information and the right for private life. Carried out an analysis of the legislation of France, Switzerland and Quebec from the point of view of access to information. Took part in the majority of national and international seminars organized by this Committee in the Republic of Moldova.

At present, under the aegis of the Helsinki Committee and as a member of a group of experts, analyses the Republic of Moldova's compatibility with the international documents on fight against torture, inhuman and degraded treatment in penitentiaries.

**Participation at international conferences and seminars**

**United States Defense Institute of International Legal Studies**

- Executive Seminar on Military Justice & Disciplined Operations, Chisinau, Moldova, January 1997;

- Executive Seminar for International Law & Peace Operations, Chisinau, Moldova, December 1997;

- Executive Seminar on Peace Operations and Status of Forces Agreements, Chisinau, Moldova, May 2000.

**The Crans Montana Forum & the Monaco World Summit under the high Patronage of the Council of Europe and the United Nations Economic Commission for Europe**

- International conference "Justice, Banking & Financial Fighting Criminal Activities" that took place on 9-10 December 1999 at Palais de Nations, Geneva, Switzerland;

- International conference "Justice, Banking & Financial Fighting Criminal Activities" that took place on 9-10 December 1999 at Palais du Senat, Paris, France;

Numerous international conferences and seminars on human rights protection in France, Germany, Switzerland, Sweden, Denmark, Czech Republic, Slovakia, Russia, Latvia, Georgia, Azerbaijan, Armenia, Kazakhstan etc.

**Public activity**

President of the Association of Military Lawyers of the Republic of Moldova.

Director of the Centre for Refugees' and Servicemen's Rights Protection of the Republic of Moldova.

Member of the editorial board of the Judges Association of the Republic of Moldova magazine — "Themis" (editing of scientific works and articles on Criminal Law, Criminology and Criminal Procedure Law).

Member of the Scientific Consulting Council of the Supreme Court of Justice of the Republic of Moldova.

Member of the working group on criminal penalty alternatives.

**Scientific activity**

Published 28 scientific works, articles, monographs, brochures, among which are:

- The Reasons for Violation of Statutory Military Rules. Interpretation of the Legislation and Suggestions.
- Ecologic Offences.
- Criminal and Military Legislation: Suggestions, Statements.
- Right for Freedom.
- Right for Home Inalienability.
- Forethought Murder. Problems of Interpretation.
- Legislation of the Republic of Moldova in the Light of the European Convention for Human Rights (ECHR).
- Term, Characteristics and Forms of Plurality of Offenders.
- Legal Nature of Criminal Complicity.
- Actual Doers as Form of Criminal Complicity.
- Criminal Complicity.
- "Nullum crimen sine lege, nulla poena sine lege".
- Arrest and Detention of Foreigners, illegal immigrants and refugees. Ways of exile.
- Criminal Complicity (monograph).
- Recruit's Guide (brochure).
- Alternative Servicemen's Guide.
- Servicemen's Guide.
- Problems related to the term of refugee.

- Criminal Liability of Legal Entities.
- Disciplinary Arrest of Servicemen. Problems and Practice of Arrest Application.
- Criminal Liability of Under-Aged.
- Notions on Complicity in Special Subject Crimes.
- Amnesty in the New Criminal Code.
- Manual of Military Law.
- Term of Military Crime in the New Criminal Code.
- Military Subordination Order Crimes in the New Criminal Code.

**Language skills**

Romanian — mother tongue, French, English, Russian.

## Aura E. Guerra de Villalaz (Panama)

**Professional experience**

- University of Panama

  Director of the Judicial Research Centre.

  Professor of Criminal Law.

  Seminar Professor (dissertation project).

  Dean of the Law Faculty.

  Professor, Master's Programme in Criminal Law.

- Santa María La Antigua University

  Professor of Criminal Law (general segment).

  Professor of Criminal Law (specialized segment).

  Professor, Master's Programme in Human Rights.

- Universidad Latina

  Professor, Master's Programme in Procedural Law.

- Judiciary

  Seventh Circuit Judge, Criminal Division.

  Fourth Circuit Judge, Civil Division.

  Rapporteur, Supreme Court of Justice.

  Clerk, Second Section, Supreme Court of Justice.

  Magistrate, Supreme Court of Justice.

- Public sector

  Director, Civil Registry.

  Latin American representative on the Committee on Crime Prevention and Control of the Economic and Social Council of the United Nations.

- Experience as an attorney

  Member of the law firm of Carrillo, Villalaz and Muñoz.

  Member of the law firm of Villalaz y Asociados.

  Acting President of the National Bar Association.

**Honours**

- Dr. Raquel de León Medal.
- Clara González de Berhinger Medal.
- Medal of Merit, Research Centre on the Independence of the Judiciary and the Free Exercise of the Legal Profession (CEIJAP).
- Sigma Lambda Honour Society, University of Panama.

- Distinguished Woman award, 2000.
- Civic Values award, 2001.
- Member of the Presidential Commission on Combating Corruption, 2002.

**Present post**

Attorney and department head of the university.

Adviser and consultant on criminal law.

**Education**

- Basic education: David and La Estrella schools.
- Secondary education: *Maestra de Segunda Enseñanza* (secondary teaching certificate), Juan D. Arosemena Normal School, Santiago.
- *Licenciada* (bachelor's degree) in law and political science, University of Panama.
- *Maestría* (master's degree) in law, National Autonomous University of Mexico.
- Doctoral studies, National Autonomous University of Mexico.

**Specialized courses**

- Recent developments in the study of criminal law, Universidad de Los Andes, Merida, Venezuela.
- Specialized studies in criminal law, National Autonomous University of Mexico.
- Courses on the teaching of law, National Autonomous University of Mexico.
- Courses on recent developments in criminal law, San José, Costa Rica; Gran Canaria, Spain.
- Recent developments in prison law, Office of the Attorney General, Mexico City.

**Other professional activities**

- Member of the commission to review the Penal Code, 1982.
- Member of the commission to develop a family code.
- Member of the commission to review the draft penal code, 1998.
- Member of the commission to review the draft code of criminal procedure, 1999.
- Member of the commission to draft the regulations governing the members of the judiciary and the Judicial School.
- Member of the commission to draft Act No. 11 of 1981 (organizational act of the University of Panama).

- Coordinator of the diagnostic study of the administration of justice (1986-1988).
- Coordinator for the judiciary of the project to improve the administration of justice in Panama (1993-1997).
- Coordinator of the project on the administration of justice and human rights (criminal procedure and sentence enforcement), sponsored by the European Communities.
- Coordinator of the project on the challenge presented by the prison population of Panama, sponsored by the United Nations Development Programme.
- Consultancy as a specialist in criminal law, National Autonomous University of Mexico (2001).
- Participation in review and development of the environmental crimes act.

**Professional associations**

- National Bar Association (Vice-President, 1978, 2000-2001).
- Unión Ciudadanas de Panamá (founder and president, 1967).
- National Lawyers Association.
- Law Students Centre (General Secretary, 1957).
- Research Centre on the Independence of the Judiciary and the Free Exercise of the Legal Profession (CEIJAP) (founder and coordinator).
- Association of Magistrates and Judges of Panama (AMAJUP) (founder and President (1995-1997)).
- International Movement of Apostolate in the Independent Social Milieus (MIAMSI) (coordinator).
- Club of Women Professionals and Businesswomen (honorary member).
- Panamanian White Cross Association (advisor).
- Pastoral Carcelaria (Prison Counselling) (honorary member).
- Association for the Advancement of Science (APANAC) (founder).
- True Association of Professors of the University of Panama (founder and president, 1986).
- Panamanian Law Academy (founder and president, 1989).

**Research, papers, seminars-workshops and publications**

- *Jurisprudencia Penal*, Centro de Investigación Jurídica, 1944-1967.
- *Jurisprudencia Constitucional*, vols. I, II and III.
- *Boletines de Investigación Jurídica*, Nos. 1-20.
- *Anuarios de Derecho* (reports, reviews, cases, articles), Nos. 3-20.
- *El Delito del Aborto Provocado*, Editorial Senda, 1980.

- *Los Derechos de la Mujer*, Separata.
- *Tratado de Derecho Penal Panameño*, Editora Panamá Viejo, 1977, reissued 1980.
- *La Mujer y la Lucha por sus Derechos*, Editora Universitaria, 1985.
- *Lecciones de Derecho Penal. Delitos contra el Patrimonio*, Editora Senda, 1989.
- *Lecciones de Derecho Penal. Delitos contra la fe pública*, Editora Senda, 1989.
- *La Codificación Penal en Panamá*, Imprenta Órgano Judicial, 1994.
- *El Estado de Derecho en Panamá*. Justicia Penal Material, Imprenta Órgano Judicial, 1995.
- *La Justicia Penal en la Década del Noventa*, Imprenta Órgano Judicial, 1997.
- *La Casación Civil y Penal*, Imprenta Temis, Bogotá, 2nd edition, Sistemas Jurídicos, 2001.
- *Tratado de Derecho Penal Especial*, vol. I, 2001.
- *Comentarios al Código Penal*, Edit. Mizrachi & Pujol, 2001.
- Articles in national and foreign journals on criminal law, juvenile law, family law, prison law, human rights and women's rights.
- Presentations and papers given at conferences, seminars and forums at national and foreign university centres (Panama, Costa Rica, Mexico, Venezuela, Nicaragua, Honduras, Ecuador, Chile, Guatemala, Spain, Canada, Austria, Italy).
- Participation in radio and television programmes on legal, social and political topics.
- Research on:

  Environmental crimes.

  The judicial functions of the Legislative Assembly.

  The career judicial service.

  The independence of the judiciary.

  Personal protective measures.

  Exemptions and defences.

  Victimology.

  Pre-trial detention.

  Environmental law.

**Attendance at conferences, seminars and courses**

- United Nations Congresses on the Prevention of Crime and the Treatment of Offenders:

  Sixth Congress, Caracas, Venezuela (1980).

Seventh Congress, Milan, Italy (1985).

Eighth Congress, Havana, Cuba (1990).

Ninth Congress, Cairo, Egypt (1995).

- Preparatory meetings organized by the Crime Prevention and Criminal Justice Division of the United Nations:

  Ottawa, Canada (1983).

  San José, Costa Rica (1986).

  Vienna, Austria (1988).

- Human Rights and Penal Systems (Penalistas de Latinoamérica)

  San José, Costa Rica (1975).

  Rio de Janeiro, Brazil (1980).

- Meetings of the Committee on Crime Prevention and Control of the Economic and Social Council of the United Nations:

  Caracas, Venezuela (1977).

  Vienna, Austria (1982, 1984, 1986 and 1988).

- Meetings of Supreme Courts:

  Panama City (1992).

  San José, Costa Rica (1994).

  Williamsburg, Virginia (1996).

  Tegucigalpa, Honduras (1997).

- Sentence Enforcement from a Gender Perspective, Quito, Ecuador, 1998.

- International Adoption, Guatemala, 1998.

- Penal Abolition, San José, Costa Rica, 1995.

- Fifth Congress of Criminology, Santo Domingo, Dominican Republic, 1997 — presented a paper on environmental crimes.

- Instituto Iberoamericano de Política Criminal y Derecho Penal Comparado:

  Panama City (1998).

  Canarias, Spain (1999).

  Bogotá, Colombia (2001).

- Administration of Justice and Human Rights:

  Managua, Nicaragua (1988).

  San José, Costa Rica (1990).

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